



General Assembly

February Session, 2012

Governor's Bill No. 5016

LCO No. 545

00545_____

Referred to Committee on Appropriations

Introduced by:

REP. DONOVAN, 84th Dist.

REP. SHARKEY, 88th Dist.

SEN. WILLIAMS, 29th Dist.

SEN. LOONEY, 11th Dist.

**AN ACT IMPLEMENTING THE GOVERNOR'S RECOMMENDATIONS
CONCERNING GENERAL GOVERNMENT.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subdivision (3) of subsection (b) of section 10-145f of the
2 2012 supplement to the general statutes is repealed and the following
3 is substituted in lieu thereof (*Effective July 1, 2012*):

4 (3) On and after July 1, 1992, any teacher who held a valid teaching
5 certificate but whose certificate lapsed and who had completed all
6 requirements for the issuance of a new certificate pursuant to section
7 10-145b, except for filing an application for such certificate, prior to the
8 date on which the lapse occurred, may file, within one year of the date
9 on which the lapse occurred, an application with the Commissioner of
10 Education for the issuance of such certificate. Upon the filing of such
11 an application, the commissioner may grant such certificate and such
12 certificate shall be retroactive to the date on which the lapse occurred,

13 provided the commissioner finds that the lapse of the certificate
14 occurred as a result of a hardship or extenuating circumstances beyond
15 the control of the applicant. If such teacher has attained tenure and is
16 reemployed by the same board of education in any equivalent unfilled
17 position for which the person is qualified as a result of the issuance of
18 a certificate pursuant to this subdivision, the lapse period shall not
19 constitute a break in employment for such person reemployed and
20 shall be used for the purpose of calculating continuous employment
21 pursuant to section 10-151. If such teacher has not attained tenure, the
22 time unemployed due to the lapse of a certificate shall not be counted
23 toward tenure, except that if such teacher is reemployed by the same
24 board of education as a result of the issuance of a certificate pursuant
25 to this subdivision, such teacher may count the previous continuous
26 employment immediately prior to the lapse towards tenure. Using
27 information provided by the [Teachers' Retirement Board] Retirement
28 Division of the office of the Comptroller, the Department of Education
29 shall annually notify each local or regional board of education of the
30 name of each teacher employed by such board of education whose
31 provisional certificate will expire during the period of twelve months
32 following such notice. Upon receipt of such notice the superintendent
33 of each local and regional board of education shall notify each such
34 teacher in writing, at such teacher's last known address, that the
35 teacher's provisional certificate will expire.

36 Sec. 2. Section 10-183l of the 2012 supplement to the general statutes
37 is repealed and the following is substituted in lieu thereof (*Effective July*
38 *1, 2012*):

39 (a) (1) On and after July 1, 1991, the management of the system shall
40 continue to be vested in the Teachers' Retirement Board, whose
41 members shall include the Treasurer, the Secretary of the Office of
42 Policy and Management and the Commissioner of Education, or their
43 designees, who shall be voting members of the board, ex officio. (2) On
44 or before June 15, 1985, and quadrennially thereafter, the members of
45 the system shall elect from their number, in a manner prescribed by

46 said board, two persons to serve as members of said board for terms of
47 four years beginning July first following such election. Both of such
48 persons shall be active teachers who shall be nominated by the
49 members of the system who are not retired and elected by all the
50 members of the system. On or before July 1, 1991, and quadrennially
51 thereafter, the members of the system shall elect from their number, in
52 a manner prescribed by said board, three persons to serve as members
53 of said board for terms of four years beginning July first following
54 such election. Two of such persons shall be retired teachers who shall
55 be nominated by the retired members of the system and elected by all
56 the members of the system and one shall be an active teacher who shall
57 be nominated by the members of the system who are not retired and
58 elected by all the members of the system. (3) On or before July 1, 2011,
59 and quadrennially thereafter, the members of the system shall elect
60 from their number, in a manner prescribed by said board, one person
61 to serve as a member of said board for a term of four years beginning
62 July first following such election. Such person shall be an active
63 teacher who shall be nominated by the members of the system who are
64 not retired, elected by all the members of the system and a member of
65 an exclusive representative of a teachers' bargaining unit that is not
66 represented by the members of the board elected under subdivision (2)
67 of this subsection. (4) If a vacancy occurs in the positions filled by the
68 members of the system who are not retired, said board shall elect a
69 member of the system who is not retired to fill the unexpired portion
70 of the term. If a vacancy occurs in the positions filled by the retired
71 members of the system, said board shall elect a retired member of the
72 system to fill the unexpired portion of the term. The Governor shall
73 appoint five public members to said board in accordance with the
74 provisions of section 4-9a, as amended by this act. The members of the
75 board shall serve without compensation, but shall be reimbursed for
76 any expenditures or loss of salary or wages which they incur through
77 service on the board. All decisions of the board shall require the
78 approval of six members of the board or a majority of the members
79 who are present, whichever is greater.

80 (b) [In carrying out its duties, the board may employ a secretary and
81 such clerical and other assistance as may be necessary. Their salaries
82 shall be paid by said board with the approval of the Secretary of the
83 Office of Policy and Management.] The board shall be within the
84 Retirement Division of the office of the Comptroller. The Comptroller
85 shall serve as the nonvoting, ex-officio secretary of the board and the
86 office of the Comptroller shall provide secretarial support to the board.
87 Said board shall employ the services of one or more actuaries, each of
88 which shall be an individual or firm having on its staff a fellow of the
89 Society of Actuaries, to carry out the actuarial duties of this section and
90 sections 10-183b, 10-183r, as amended by this act, and 10-183z and for
91 such related purposes as the board deems advisable. The cost of such
92 services shall be charged to the funds provided for in section 10-183r,
93 as amended by this act. Said board shall arrange for such actuary to
94 prepare an actuarial valuation of the assets and liabilities of the system
95 as of June 30, 1980, and at least once every two years thereafter. On the
96 basis of reasonable actuarial assumptions approved by the board, such
97 actuary shall determine the normal cost required to meet the actuarial
98 cost of current service and the unfunded accrued liability.
99 Commencing December 1, 2002, such valuation shall be completed
100 prior to December first biennially. Said board shall adopt all needed
101 actuarial tables and may adopt regulations and rules not inconsistent
102 with this chapter, including regulations and rules for payment of
103 purchased service credits and repayment of previously withdrawn
104 accumulated contributions. Said board shall establish such funds as are
105 necessary for the management of the system. The Comptroller, at the
106 request of the board, may enter into such contractual agreements, in
107 accordance with established procedures, as may be necessary for the
108 discharge of its duties.

109 Sec. 3. Section 10-183r of the general statutes is repealed and the
110 following is substituted in lieu thereof (*Effective July 1, 2012*):

111 The system shall be funded as follows:

112 (1) Except as provided in subdivision (3) of this subsection, all
113 expenses of the administration of the system, exclusive of payment of
114 benefits, shall be paid for out of amounts appropriated by the General
115 Assembly on certifications and recommendations submitted by the
116 [board] Comptroller.

117 (2) The cost of all benefits payable from the system shall be paid out
118 of the retirement fund which shall consist of contributions paid by
119 members, appropriations by the General Assembly based upon
120 certifications and recommendations submitted by the board, the
121 proceeds of bonds held by the system under section 10-183m, the
122 proceeds of bonds issued pursuant to section 10-183qq and earnings of
123 the system.

124 (3) Professional fees associated with the administration of the health
125 benefit plans offered pursuant to section 10-183t, as amended by this
126 act, of not more than one hundred fifty thousand dollars annually may
127 be paid for out of the retired teachers' health insurance premium
128 account established pursuant to said section 10-183t.

129 Sec. 4. Section 10-183t of the general statutes is repealed and the
130 following is substituted in lieu thereof (*Effective July 1, 2012*):

131 (a) The [retirement board] Comptroller shall offer one or more
132 health benefit plans to: Any member receiving retirement benefits or a
133 disability allowance from the system; the spouse or surviving spouse
134 of such member, and a disabled dependent of such member if there is
135 no spouse or surviving spouse, provided such member, spouse,
136 surviving spouse, or disabled dependent is participating in Medicare
137 Part A hospital insurance and Medicare Part B medical insurance. The
138 [board] Comptroller may offer one or more basic plans, the cost of
139 which to any such member, spouse, surviving spouse or disabled
140 dependent shall be [one-third] forty-two per cent of the basic plan's
141 premium equivalent, and one or more optional plans, provided such
142 member, spouse, surviving spouse or disabled dependent shall pay
143 [one-third] forty-two per cent of the basic plan's premium equivalent

144 plus the difference in cost between any such basic plans and any such
145 optional plans. The [board] Comptroller shall designate those plans
146 which are basic and those plans which are optional for the purpose of
147 determining such cost and the amount to be charged or withheld from
148 benefit payments for such plans. The surviving spouse of a member, or
149 a disabled dependent of a member if there is no surviving spouse, shall
150 not be ineligible for participation in any such plan solely because such
151 surviving spouse or disabled dependent is not receiving benefits from
152 the system. With respect to any person participating in any such plan,
153 the state shall appropriate to the [board one-third] Comptroller one-
154 quarter of the cost of such basic plan or plans, or [one-third] one-
155 quarter of the cost of the rate in effect during the fiscal year ending
156 June 30, 1998, whichever is greater.

157 (b) Any member who is receiving retirement benefits or a disability
158 allowance from the system, the spouse or surviving spouse of such
159 member, or a disabled dependent of such member if there is no spouse
160 or surviving spouse, and who is not participating in Medicare Part A
161 hospital insurance and Medicare Part B medical insurance, may fully
162 participate in any or all group health insurance plans maintained for
163 active teachers by such member's last employing board of education,
164 or by the state in the case of a member who was employed by the state,
165 upon payment to such board of education or to the state, as applicable,
166 by such member, spouse, surviving spouse or disabled dependent, of
167 the premium charged for his form of coverage. Such premium shall be
168 no greater than that charged for the same form of coverage for active
169 teachers. The spouse, surviving spouse or disabled dependent shall not
170 be ineligible for participation in any such plan solely because such
171 spouse, surviving spouse or disabled dependent is not receiving
172 benefits from the system. No person shall be ineligible for participation
173 in such plans for failure to enroll in such plans at the time the
174 member's retirement benefit or disability allowance became effective.
175 Nothing in this subsection shall be construed to impair or alter the
176 provisions of any collective bargaining agreement relating to the
177 payment by a board of education of group health insurance premiums

178 on behalf of any member receiving benefits from the system. Prior to
179 the cancellation of coverage for any member, spouse, surviving spouse
180 or disabled dependent for failure to pay the required premiums or cost
181 due, the board of education or the state, if applicable, shall notify the
182 [Teachers' Retirement Board] office of the Comptroller of its intention
183 to cancel such coverage at least thirty days prior to the date of
184 cancellation. Absent any contractual provisions to the contrary, the
185 payments made pursuant to subsection (c) of this section shall be first
186 applied to any cost borne by the member, spouse, surviving spouse or
187 disabled dependent participating in any such plan. As used in this
188 subsection, "last employing board of education" means the board of
189 education by which such member was employed when such member
190 filed his initial application for retirement, and "health insurance plans"
191 means hospital, medical, major medical, dental, prescription drug or
192 auditory benefit plans that are available to active teachers.

193 (c) On and after July 1, [2000] 2012, the [board] Comptroller shall
194 pay a subsidy equal to the subsidy paid in the fiscal year ending June
195 30, 2000, to the board of education or to the state, if applicable, on
196 behalf of any member who is receiving retirement benefits or a
197 disability allowance from the system, the spouse of such member, the
198 surviving spouse of such member, or a disabled dependent of such
199 member if there is no spouse or surviving spouse, who is participating
200 in a health insurance plan maintained by a board of education or by
201 the state, if applicable. Such payment shall not exceed the actual cost of
202 such insurance. With respect to any person participating in any such
203 plan pursuant to subsection (b) of this section, the state shall
204 appropriate to the [board one-third] Comptroller one-quarter of the
205 cost of the subsidy. No payment to a board of education pursuant to
206 this subsection may be used to reduce the amount of any premium
207 payment on behalf of any such member, spouse, surviving spouse, or
208 disabled dependent, made by such board pursuant to any agreement
209 in effect on July 1, 1990. On and after July 1, [2008] 2012, the [board]
210 Comptroller shall pay a subsidy of two hundred twenty dollars per
211 month on behalf of the member, spouse or the surviving spouse of

212 such member who: (1) Has attained the normal retirement age to
213 participate in Medicare, (2) is not eligible for Medicare Part A without
214 cost, and (3) contributes at least two hundred twenty dollars per
215 month towards his or her medical and prescription drug plan
216 provided by the board of education.

217 (d) The Treasurer shall establish a separate retired teachers' health
218 insurance premium account within the Teachers' Retirement Fund.
219 Commencing July 1, 1989, and annually thereafter all health benefit
220 plan contributions withheld under this chapter in excess of five
221 hundred thousand dollars shall, upon deposit in the Teachers'
222 Retirement Fund, be credited to such account. Interest derived from
223 the investment of funds in the account shall be credited to the account.
224 Funds in the account shall be used for (1) payments to boards of
225 education pursuant to subsection (c) of this section and for payment of
226 premiums on behalf of members, spouses of members, surviving
227 spouses of members or disabled dependents of members participating
228 in one or more health insurance plans pursuant to subsection (a) of this
229 section in an amount equal to the difference between the amount paid
230 pursuant to subsection (a) of this section and the amount paid
231 pursuant to subsection (c) of this section, and (2) payments for
232 professional fees associated with the administration of the health
233 benefit plans offered pursuant to this section of not more than one
234 hundred fifty thousand dollars annually. If, during any fiscal year,
235 there are insufficient funds in the account for the purposes of all such
236 payments, the General Assembly shall appropriate sufficient funds to
237 the account for such purpose.

238 Sec. 5. Section 10-183dd of the general statutes is repealed and the
239 following is substituted in lieu thereof (*Effective July 1, 2012*):

240 Notwithstanding any of the provisions of the general statutes, [to
241 the contrary,] the amounts appropriated to the [Teachers' Retirement
242 Board] Comptroller for retirement contributions [under section 1 of
243 special act 82-10 for the fiscal year ending June 30, 1983, and in each

244 succeeding annual act of the General Assembly making appropriations
245 for funding the expenses of operations of the state government for the
246 ensuing fiscal year] for the fiscal year ending June 30, 2013, and each
247 fiscal year thereafter, shall be allocated to the [Teachers' Retirement
248 Board] Comptroller in four equal installments, such allocations to be
249 made on the fifteenth day of the month of July and on the first day of
250 the months of October, January and April of each fiscal year.

251 Sec. 6. Subsection (a) of section 10-183ee of the general statutes is
252 repealed and the following is substituted in lieu thereof (*Effective July*
253 *1, 2012*):

254 (a) After at least twenty-five years have elapsed since a member of
255 the teachers' retirement system ceased to be a teacher for any cause
256 other than death or retirement or two years have elapsed from the date
257 any other person became entitled to a benefit pursuant to this chapter,
258 the [Teachers' Retirement Board] Comptroller shall send a statement to
259 such member or such person at the last known address of the person
260 setting forth the amount of the accumulated contributions or other
261 benefits standing to the credit of such person. The statement shall give
262 notice to such person that unless payment is demanded of said amount
263 prior to a date at least ninety days from the date the notice is given, the
264 amount will be deemed abandoned and will be transferred by the
265 retirement board to the pension reserve account within the Teachers'
266 Retirement Fund.

267 Sec. 7. Section 10-183ii of the general statutes is repealed and the
268 following is substituted in lieu thereof (*Effective July 1, 2012*):

269 The [Teachers' Retirement Board] Comptroller shall mail retirement
270 benefit checks on the next to last business day prior to the date on
271 which such checks are payable. Any member whose retirement
272 benefits become effective on or after January 1, 2001, shall be required
273 to have the monthly benefit payment electronically transmitted to the
274 financial entity of such member's choice. The board shall transmit such
275 benefit payment on the last business day of each month.

276 Sec. 8. Section 10-257h of the general statutes is repealed and the
277 following is substituted in lieu thereof (*Effective July 1, 2012*):

278 (a) The [executive secretary of the Teachers' Retirement Board]
279 Comptroller shall, not later than October 1, [1987] 2012, and October
280 first of every succeeding year, transmit to the Commissioner of
281 Education a certified copy of the following data for each teacher
282 reported by school districts to the Teachers' Retirement Board on the
283 annual school staff reports due September 15, 1985, and September
284 fifteenth of every succeeding year: (1) Social Security number; (2)
285 school district code number; (3) educational preparation; (4) full-time
286 equivalent status; (5) school level; (6) primary assignment code; (7)
287 annual salary; and (8) the contract step at which the teacher is paid.

288 (b) Notwithstanding any provision of the general statutes to the
289 contrary, regional school district #19 shall, for teachers employed by
290 such district who are not participants in the teachers' retirement
291 system pursuant to chapter 167a, furnish to the [Teachers' Retirement
292 Board] Retirement Division of the office of the Comptroller in the same
293 manner and at the same time the same information it furnishes to said
294 board pursuant to subdivision (3) of subsection (a) of section 10-183n
295 for teachers who participate in the system.

296 Sec. 9. Subsection (a) of section 19a-401 of the general statutes is
297 repealed and the following is substituted in lieu thereof (*Effective July*
298 *1, 2012*):

299 (a) There is established a Commission on Medicolegal
300 Investigations, [as an independent administrative commission,
301 consisting] within The University of Connecticut, that shall have
302 independent decision-making authority and shall consist of nine
303 members: Two full professors of pathology, two full professors of law,
304 a member of the Connecticut Medical Society, a member of the
305 Connecticut Bar Association, two members of the public, selected by
306 the Governor, and the Commissioner of Public Health. The Governor
307 shall appoint the two full professors of pathology and the two full

308 professors of law from a panel of not less than four such professors in
309 the field of medicine and four such professors in the field of law
310 recommended by a committee composed of the deans of the
311 recognized schools and colleges of medicine and of law in the state of
312 Connecticut; the member of the Connecticut Medical Society from a
313 panel of not less than three members of that society recommended by
314 the council of that society; and the member of the Connecticut Bar
315 Association from a panel of not less than three members of that
316 association recommended by the board of governors of that
317 association. Initially, one professor of pathology, one professor of law,
318 the member of the Connecticut Medical Society, and one member of
319 the public shall serve for six years and until their successors are
320 appointed, and one professor of pathology, one professor of law, the
321 member of the Connecticut Bar Association and one member of the
322 public shall serve for three years, and until their successors are
323 appointed. All appointments to full terms subsequent to the initial
324 appointments shall be for six years. Vacancies shall be filled for the
325 expiration of the term of the member being replaced in the same
326 manner as original appointments. Members shall be eligible for
327 reappointment under the same conditions as are applicable to initial
328 appointments. The commission shall elect annually one of its members
329 as chairman and one as vice chairman. Members of the commission
330 shall receive no compensation but shall be reimbursed for their actual
331 expenses incurred in service on the commission. The commission shall
332 meet at least once each year and more often as its duties require, upon
333 the request of any two members and shall meet at least once each year
334 with those persons and groups that are affected by commission
335 policies and procedures. The commission shall adopt its own rules for
336 the conduct of its meetings.

337 Sec. 10. Section 19a-402 of the general statutes is repealed and the
338 following is substituted in lieu thereof (*Effective July 1, 2012*):

339 The Commission on Medicolegal Investigations established under
340 section 19a-401, as amended by this act, shall be within [the

341 Department of Public Health for administrative purposes only] The
342 University of Connecticut.

343 Sec. 11. Subsection (a) of section 19a-403 of the general statutes is
344 repealed and the following is substituted in lieu thereof (*Effective July*
345 *1, 2012*):

346 (a) The Office of the Chief Medical Examiner is established [to be]
347 within The University of Connecticut and shall be operated under the
348 [control and] supervision of the [commission] Commission on
349 Medicolegal Investigations. The expenses of the commission and of
350 operating said office shall be paid by the state out of funds
351 appropriated for the purpose. The office shall be directed by a Chief
352 Medical Examiner who shall be appointed by the commission. [His
353 office shall be located at a medical school in this state.] The Chief
354 Medical Examiner or any member of the professional staff of the Office
355 of the Chief Medical Examiner who is summoned to give expert
356 testimony in a civil action in his or her capacity as the Chief Medical
357 Examiner or a member of the office shall be allowed and paid a
358 witness fee of five hundred dollars for each day or portion thereof the
359 Chief Medical Examiner or such staff member is required to attend
360 court. Such fee shall be taxed as a part of the costs of the action and be
361 paid by the party requesting the appearance, and any such fee received
362 shall be deposited in the General Fund except no fee shall be imposed
363 if the requesting party is the state.

364 Sec. 12. Section 19a-404 of the general statutes is repealed and the
365 following is substituted in lieu thereof (*Effective July 1, 2012*):

366 The Chief Medical Examiner shall be a citizen of the United States
367 and a doctor of medicine licensed to practice medicine in Connecticut
368 and shall have had a minimum of four years postgraduate training in
369 pathology and such additional subsequent experience in forensic
370 pathology as the commission may determine, provided any person
371 otherwise qualified who is not licensed to so practice may be
372 appointed Chief Medical Examiner, provided he or she obtains such a

373 license within one year of his or her appointment. The Commission on
374 Medicolegal Investigations shall submit recommendations concerning
375 the Chief Medical Examiner's salary and annual increments to such
376 salary to the Commissioner of Administrative Services for review and
377 approval pursuant to section 4-40. The Chief Medical Examiner's term
378 of office shall be fixed by the commission and the Chief Medical
379 Examiner may be removed by the commission only for cause. [Under
380 the direction] At the request of the commission, the Chief Medical
381 Examiner shall, in consultation with the Vice President and Chief
382 Financial Officer of The University of Connecticut, prepare for
383 transmission to the Secretary of the Office of Policy and Management
384 as required by law estimates of expenditure requirements. The Chief
385 Medical Examiner, in consultation with the Vice President and Chief
386 Financial Officer of The University of Connecticut, shall account to the
387 State Treasurer for all fees and moneys received and expended by [him
388 or her by virtue of his or her office] the Office of the Chief Medical
389 Examiner. The Chief Medical Examiner may as part of his or her duties
390 teach medical and law school classes, conduct special classes for police
391 investigators and engage in other activities related to the work of the
392 office to such extent and on such terms as may be authorized by the
393 commission.

394 Sec. 13. Section 19a-410 of the general statutes is repealed and the
395 following is substituted in lieu thereof (*Effective July 1, 2012*):

396 (a) The Office of the Chief Medical Examiner shall maintain a
397 laboratory or laboratories at The University of Connecticut that are
398 suitably equipped with medical, scientific and other facilities for
399 performance of the duties imposed by this chapter.

400 (b) [Laboratories may be maintained] The Office of the Chief
401 Medical Examiner may maintain a laboratory or laboratories in
402 collaboration with [The University of Connecticut or any other] a
403 medical school or hospital and any other agencies in the state which
404 have facilities that can be used in performing the duties of the office.

405 The manner of [compliance with this section] collaboration shall be [in
406 the discretion of the commission] determined by agreement between
407 The University of Connecticut and the Commission on Medicolegal
408 Investigations.

409 Sec. 14. Subsection (a) of section 4a-12 of the general statutes is
410 repealed and the following is substituted in lieu thereof (*Effective July*
411 *1, 2012*):

412 (a) The Commissioner of Administrative Services shall be
413 responsible for the following: (1) Investigation, determination, billing
414 and collection of all charges for support of persons aided, cared for or
415 treated in a state humane institution, as defined in section 17b-222, and
416 enforcement of support obligations of the liable relatives of such
417 persons; (2) investigation, determination, billing and collection of all
418 charges for services covered under the Medicaid or Medicare
419 programs provided to persons aided, cared for or treated by the
420 Department of Veterans' Affairs; (3) billing and collection of any
421 money due to the state in public assistance cases, and enforcement of
422 support obligations of liable relatives in such cases; [(3)] (4) collection
423 of benefits and maintenance of trustee accounts therefor; and [(4)] (5)
424 such collection services for other state agencies and departments as
425 shall be agreed to between said commissioner and the heads of such
426 other agencies and departments.

427 Sec. 15. Section 4b-1b of the 2012 supplement to the general statutes
428 is repealed and the following is substituted in lieu thereof (*Effective July*
429 *1, 2012*):

430 [(a) There is established a Department of Construction Services. The
431 department head shall be the Commissioner of Construction Services,
432 who shall be appointed by the Governor, in accordance with the
433 provisions of sections 4-5 to 4-8, inclusive, with the powers and duties
434 prescribed in sections 4-5 to 4-8, inclusive.]

435 [(b)] (a) The Department of Construction Services shall constitute a

436 successor department to the Department of Public Works in
437 accordance with the provisions of sections 4-38d, 4-38e and 4-39 with
438 respect to those duties and functions of the Department of Public
439 Works concerning construction and construction management
440 pursuant to any provision of the general statutes.

441 [(c)] (b) The Department of Construction Services shall constitute a
442 successor department to the Department of Public Safety with respect
443 to the Division of Fire, Emergency and Building Services within the
444 Department of Public Safety, except the portion of said division
445 concerning emergency services, in accordance with the provisions of
446 sections 4-38d, 4-38e and 4-39.

447 [(d)] (c) The Department of Construction Services shall constitute a
448 successor department to the Department of Education in accordance
449 with the provisions of sections 4-38d, 4-38e and 4-39 with respect to the
450 issuance of school construction grants in accordance with chapter 173.
451 [On and after July 1, 2011, any regulation of the State Board of
452 Education adopted pursuant to chapter 173 shall continue in force and
453 effect until the Commissioner of Education, in consultation with the
454 Commissioner of Construction Services, determines which regulations
455 need to be transferred to the Department of Construction Services in
456 accordance with chapter 54 and either the Department of Construction
457 Services or the State Board of Education amends such regulations to
458 effect such transfer. Where any order or regulation of said departments
459 conflict, the Commissioner of Construction Services or the
460 Commissioner of Education may implement policies or procedures
461 consistent with the provisions of chapter 173 while in the process of
462 adopting such policies or procedures in regulation form, provided
463 notice of intent to adopt such regulations is printed in the Connecticut
464 Law Journal not later than twenty days after implementation. Any
465 such policies or procedures shall be valid until the time final
466 regulations are adopted.]

467 [(e) Where any order or regulation of the Department of Public

468 Works concerning construction or construction management or the
469 Department of Public Safety, pursuant to chapter 541, conflict, the
470 Commissioner of Construction Services may implement policies and
471 procedures consistent with the provisions of this act while in the
472 process of adopting the policies or procedures in regulation form,
473 provided notice of intention to adopt regulations is printed in the
474 Connecticut Law Journal not later than twenty days after
475 implementation. Any such policies or procedures shall be valid until
476 the time final regulations are effective.

477 (f) The commissioner may, within available appropriations, employ
478 any other personnel that may be necessary in the performance of the
479 department's functions.

480 (g) The commissioner may enter into contracts for the furnishing by
481 any person or agency, public or private, of services necessary for the
482 proper execution of the duties of the department. Any such contract
483 that has a cost of three thousand dollars or more shall be subject to the
484 approval of the Attorney General.

485 (h) The commissioner may perform any other acts that may be
486 necessary and appropriate to carry out the functions of the department
487 as set forth in this section.]

488 (d) In accordance with the provisions of sections 4-38d, 4-38e and 4-
489 39, all powers and duties transferred to the Department of
490 Construction Services by this section are transferred to the Department
491 of Administrative Services.

492 Sec. 16. Section 4a-1 of the 2012 supplement to the general statutes is
493 repealed and the following is substituted in lieu thereof (*Effective July*
494 *1, 2012*):

495 (a) There shall be a Department of Administrative Services. The
496 department head shall be the Commissioner of Administrative
497 Services, who shall be appointed by the Governor in accordance with

498 the provisions of sections 4-5, 4-6, 4-7 and 4-8, as amended by this act,
499 with the powers and the duties therein prescribed.

500 (b) The Department of Administrative Services shall constitute a
501 successor department to the Department of Public Works, except those
502 duties relating to construction and construction management, in
503 accordance with the provisions of sections 4-38d, 4-38e and 4-39.
504 Where any order or regulation of said departments conflict, the
505 Commissioner of Administrative Services may implement policies or
506 procedures consistent with the provisions of this title and title 4b while
507 in the process of adopting such policies or procedures in regulation
508 form, provided notice of intent to adopt such regulations is printed in
509 the Connecticut Law Journal not later than twenty days after
510 implementation. Any such policies or procedures shall be valid until
511 the time final regulations are adopted.

512 (c) The Department of Administrative Services shall constitute a
513 successor department to the Department of Information Technology in
514 accordance with the provisions of sections 4-38d, 4-38e and 4-39.
515 Where any order or regulation of said departments conflict, the
516 Commissioner of Administrative Services may implement policies or
517 procedures consistent with the provisions of title 4d while in the
518 process of adopting such policies or procedures in regulation form,
519 provided notice of intent to adopt such regulations is printed in the
520 Connecticut Law Journal not later than twenty days after
521 implementation. Any such policies or procedures shall be valid until
522 the time final regulations are adopted.

523 (d) The Department of Administrative Services shall constitute a
524 successor department to the Department of Construction Services in
525 accordance with the provisions of sections 4-38d, 4-38e, 4-39 and 4b-1b,
526 as amended by this act. Where any order or regulation of said
527 departments conflict, the Commissioner of Administrative Services
528 may implement policies or procedures consistent with the provisions
529 of title 4d while in the process of adopting such policies or procedures

530 in regulation form, provided notice of intent to adopt such regulations
531 is printed in the Connecticut Law Journal not later than twenty days
532 after implementation. Any such policies or procedures shall be valid
533 until the time final regulations are adopted.

534 Sec. 17. Section 4a-2 of the 2012 supplement to the general statutes is
535 repealed and the following is substituted in lieu thereof (*Effective July*
536 *1, 2012*):

537 (a) The Commissioner of Administrative Services shall have the
538 following general duties and responsibilities:

539 (1) The establishment of personnel policy and responsibility for the
540 personnel administration of state employees;

541 (2) The purchase and provision of supplies, materials, equipment
542 and contractual services, as defined in section 4a-50;

543 (3) The publishing, printing or purchasing of laws, stationery, forms
544 and reports;

545 (4) The collection of sums due the state for public assistance;

546 (5) The purchase and contracting for information systems and
547 telecommunication system facilities, equipment and services for state
548 agencies, in accordance with chapter 61;

549 (6) The purchase, sale, lease, sublease and acquisition of property
550 and space to house state agencies and the construction, maintenance
551 and development of such property in accordance with chapters 59 and
552 60;

553 (7) Subject to the provisions of section 4b-21, the sale or exchange of
554 any land or interest in land belonging to the state;

555 (8) The maintenance of a complete and current inventory of leased
556 property and premises, including space-utilization data;

557 (9) The supervision of the care and control of building and grounds
558 owned or leased by the state in Hartford, except (A) the buildings and
559 grounds of the State Capitol and the Legislative Office Building and
560 parking garage and related structures and facilities and grounds, as
561 provided in section 2-71h, (B) any property of the Connecticut
562 Marketing Authority, and (C) property under the supervision of the
563 Office of the Chief Court Administrator as provided in section 4b-11;
564 and

565 (10) The establishing and maintaining of security standards for all
566 facilities housing the offices and equipment of the state except (A)
567 Department of Transportation mass transit, marine and aviation
568 facilities, (B) the State Capitol and Legislative Office Building and
569 related facilities, (C) facilities under the care and control of The
570 University of Connecticut or other constituent units of the state system
571 of higher education, (D) Judicial Department facilities, (E) Department
572 of Emergency Services and Public Protection facilities, (F) Military
573 Department facilities, (G) Department of Correction facilities, (H)
574 Department of Children and Families client-occupied facilities, (I)
575 facilities occupied by the Governor, Lieutenant Governor, Attorney
576 General, Comptroller, Secretary of the State and Treasurer, and (J)
577 facilities occupied by the Board of Pardons and Paroles. As used in this
578 subdivision, "security" has the same meaning as provided in section
579 4b-30.

580 (b) Notwithstanding any other provision of the general statutes, the
581 commissioner may supervise the care and control of (1) any state-
582 owned or leased office building, and related buildings and grounds,
583 outside the city of Hartford, used as district offices, except any state-
584 owned or leased office building, and such buildings and grounds, used
585 by the Judicial Department or The University of Connecticut, and (2)
586 any other state-owned or leased property, other than property of The
587 University of Connecticut, on a temporary or permanent basis, if the
588 commissioner, the Secretary of the Office of Policy and Management
589 and the executive head of the department or agency supervising the

590 care and control of such property agree, in writing, to such
591 supervision.

592 (c) All state agencies shall provide the commissioner with any
593 information requested by the commissioner for purposes of
594 maintaining the inventory required by this section, and shall notify the
595 commissioner of any new or terminated leases of state property. The
596 commissioner shall update such inventory not less than annually, and
597 shall provide the Secretary of the Office of Policy and Management
598 with a copy of the inventory whenever such inventory is updated. Not
599 later than June 30, 2012, and annually thereafter, the commissioner
600 shall submit a copy of such inventory, in accordance with the
601 provisions of section 11-4a, to the joint standing committees of the
602 General Assembly having cognizance of matters relating to
603 government administration and appropriations and the budgets of
604 state agencies. For the purposes of this subsection, "state property"
605 means any real property or building leased by a state agency, and
606 "state agency" means any office, department, board, council,
607 commission, institution, constituent unit of the state system of higher
608 education, vocational-technical school or other agency in the executive,
609 legislative or judicial branch of state government.

610 (d) Subject to the provisions of chapter 67, the Commissioner of
611 Administrative Services may appoint such employees as are necessary
612 for carrying out the duties prescribed to said commissioner by the
613 general statutes.

614 Sec. 18. Section 4-5 of the 2012 supplement to the general statutes is
615 repealed and the following is substituted in lieu thereof (*Effective July*
616 *1, 2012*):

617 As used in sections 4-6, 4-7 and 4-8, the term "department head"
618 means Secretary of the Office of Policy and Management,
619 Commissioner of Administrative Services, Commissioner of Revenue
620 Services, Banking Commissioner, Commissioner of Children and
621 Families, [Commissioner of Construction Services,] Commissioner of

622 Consumer Protection, Commissioner of Correction, Commissioner of
623 Economic and Community Development, State Board of Education,
624 Commissioner of Emergency Services and Public Protection,
625 Commissioner of Energy and Environmental Protection,
626 Commissioner of Agriculture, Commissioner of Public Health,
627 Insurance Commissioner, Labor Commissioner, Liquor Control
628 Commission, Commissioner of Mental Health and Addiction Services,
629 Commissioner of Social Services, Commissioner of Developmental
630 Services, Commissioner of Motor Vehicles, Commissioner of
631 Transportation, Commissioner of Veterans' Affairs, the director of the
632 Bureau of Rehabilitative Services and the executive director of the
633 Office of Military Affairs. As used in sections 4-6 and 4-7, "department
634 head" also means the Commissioner of Education and the president of
635 the Board of Regents for Higher Education.

636 Sec. 19. Section 4-38c of the 2012 supplement to the general statutes
637 is repealed and the following is substituted in lieu thereof (*Effective July*
638 *1, 2012*):

639 There shall be within the executive branch of state government the
640 following departments: Office of Policy and Management, Department
641 of Administrative Services, Department of Revenue Services,
642 Department of Banking, Department of Agriculture, Department of
643 Children and Families, Department of Consumer Protection,
644 Department of Correction, Department of Economic and Community
645 Development, State Board of Education, Department of Emergency
646 Services and Public Protection, Department of Energy and
647 Environmental Protection, Department of Public Health, Board of
648 Regents for Higher Education, Insurance Department, Labor
649 Department, Department of Mental Health and Addiction Services,
650 Department of Developmental Services, Department of Social Services,
651 Department of Transportation, Department of Motor Vehicles [.] and
652 Department of Veterans' Affairs. [and Department of Construction
653 Services.]

654 Sec. 20. Section 4a-1a of the 2012 supplement to the general statutes
655 is repealed and the following is substituted in lieu thereof (*Effective July*
656 *1, 2012*):

657 (a) (1) Wherever the term "Commissioner of Public Works" or
658 "Public Works Commissioner" is used in the following sections of the
659 general statutes, the term "Commissioner of Administrative Services"
660 shall be substituted in lieu thereof; and (2) wherever the term
661 "Department of Public Works" is used in the following sections of the
662 general statutes, the term "Department of Administrative Services"
663 shall be substituted in lieu thereof: 1-205, 1-210, 2-71h, 3-10, 3-14b, 4-87,
664 4b-2, 4b-4, 4b-12, 4b-13, 4b-17, 4b-21, 4b-24a, 4b-25, 4b-27, 4b-29, 4b-30,
665 4b-30a, 4b-33, 4b-34, 4b-35, 4b-46, 4b-65, 4b-67, 4b-68, 4b-69, 4b-71, 4b-
666 72, 4b-73, 4b-74, 4b-130, 4b-132, 8-37y, 10a-89, 10a-150, 13a-80i, 13b-42,
667 13b-55, 16a-38h, 17b-655, 18-31b, 20-68, 20-311b, 20-503, 22a-324, 31-
668 250, 32-6, 32-228, 45a-80, 46a-29, 51-27a, 51-27c, 51-27d, 51-51k and 51-
669 279.

670 (b) (1) Wherever the term "Commissioner of Construction Services"
671 is used in the following sections of the general statutes, the term
672 "Commissioner of Administrative Services" shall be substituted in lieu
673 thereof; and (2) wherever the term "Department of Construction
674 Services" is used in the following sections of the general statutes, the
675 term "Department of Administrative Services" shall be substituted in
676 lieu thereof: 3-20, 3-21d, 4-61, 4-89, 4b-1, 4b-1a, 4b-16, 4b-22a, 4b-24b,
677 4b-51, 4b-51a, 4b-53, 4b-54, 4b-55, 4b-55a, 4b-56, 4b-60, 4b-63, 4b-70, 4b-
678 91, 4b-100, 4b-100a, 4b-102, 4b-103, 4b-133, 4b-134, 5-198, 7-323p, 10-
679 282, 10-283, 10-283b, 10-284, 10-285b, 10-285d, 10-285e, 10-285g, 10-286,
680 10-286d, 10-286e, 10-286g, 10-286h, 10-287, 10-287c, 10-287d, 10-287i,
681 10-289h, 10-290a, 10-290b, 10-290e, 10-290f, 10-291, 10-291a, 10-292q,
682 10a-90, 10a-91, 10-91c, 10-91d, 10a-109ff, 13b-20n, 16a-37v, 16a-38, 16a-
683 38b, 16a-38d, 16a-38i, 16a-38j, 16a-38k, 16a-38l, 16a-39, 17a-27, 17a-27d,
684 17a-154, 17a-451b, 17b-739, 20-330, 21a-86f, 22-64, 22a-6, 22a-12, 22a-
685 439a, 22a-459, 26-3, 27-45, 27-131, 29-109, 29-117, 29-127, 29-191, 29-192,
686 29-199, 29-200, 29-204, 29-221, 29-222, 29-224b, 29-232, 29-234, 29-235,

687 29-236, 29-237, 29-238, 29-239, 29-240, 29-244, 29-250, 29-251, 29-251a,
 688 29-251b, 29-251c, 29-252, 29-252a, 29-254b, 29-256, 29-256a, 29-256b, 29-
 689 258, 29-261, 29-262, 29-262a, 29-263, 29-269a, 29-291, 29-298a, 29-313, 29-
 690 315, 29-317, 29-317, as amended by section 7 of public act 09-177,
 691 sections 1 and 6 of public act 10-54 and section 90 of public act 11-51,
 692 29-319, 29-320, 29-320, as amended by section 8 of public act 09-177,
 693 sections 2 and 6 of public act 10-54 and section 90 of public act 11-51,
 694 29-321, 29-322, 29-325, 29-331, 29-331, as amended by section 14 of
 695 public act 09-177, section 6 of public act 10-54 and section 90 of public
 696 act 11-51, 29-332, 29-333, 29-337, 29-337, as amended by section 15 of
 697 public act 09-177, section 6 of public act 10-54 and section 90 of public
 698 act 11-51, 29-338, 29-339, 29-344, 29-345, 29-346, 29-349, 29-355, 29-359,
 699 29-367, 29-367, as amended by section 18 of public act 09-177, sections 4
 700 and 6 of public act 10-54 and section 90 of public act 11-51, 29-401, 29-
 701 402, 29-403, 31-57, 32-602, 32-612, 32-613, 32-655a, 32-656 and 49-41b.

702 (c) Wherever the term "Department of Construction Services" is
 703 used or referred to in any public or special act of 2012, or in any section
 704 of the general statutes which is amended in 2012, "Department of
 705 Administrative Services" shall be substituted in lieu thereof.

706 (d) Wherever the term "Commissioner of Construction Services" is
 707 used or referred to in any public or special act of 2012, or in any section
 708 of the general statutes which is amended in 2012, "Commissioner of
 709 Administrative Services" shall be substituted in lieu thereof.

710 [(b)] (e) The Legislative Commissioners' Office shall, in codifying
 711 the provisions of this section, make such technical, grammatical and
 712 punctuation changes as are necessary to carry out the purposes of this
 713 section.

714 Sec. 21. Subsection (a) of section 4-256 of the 2012 supplement to the
 715 general statutes is repealed and the following is substituted in lieu
 716 thereof (*Effective July 1, 2012*):

717 (a) On and after October 27, 2011, and prior to January 1, 2015, the

718 Governor shall approve not more than five projects to be implemented
719 as public-private partnership projects. The Governor shall not approve
720 any such project unless the Governor finds that the project will result
721 in job creation and economic growth. Any agency seeking to establish
722 a public-private partnership shall, after consultation with the
723 Commissioners of Economic and Community Development,
724 [Construction] Administrative Services and Transportation, the State
725 Treasurer and the Secretary of the Office of Policy and Management,
726 submit one or more projects to the Governor for approval.

727 Sec. 22. Subsection (a) of section 4a-57d of the 2012 supplement to
728 the general statutes is repealed and the following is substituted in lieu
729 thereof (*Effective July 1, 2012*):

730 (a) On or before January 1, 2012, the Commissioner of
731 Administrative Services, in consultation with the Labor Commissioner,
732 the president of The University of Connecticut, [and the
733 Commissioners] the Commissioner of Construction Services and the
734 Commissioner of Transportation, or their designees, shall submit a
735 report, in accordance with the provisions of section 11-4a, to the
736 Governor and the joint standing committee of the General Assembly
737 having cognizance of matters relating to labor. Such report shall
738 include (1) an analysis of any law or economic factor that results in a
739 resident bidder being at a disadvantage to a nonresident bidder in
740 submitting the lowest responsible qualified bid, (2) the reason any
741 enacted law designed to give preference to state citizens for
742 employment on public works projects is not being enforced, and (3)
743 recommendations for administrative or legislative action, within the
744 confines of clause 3 of section 8 of article 1 of the United States
745 Constitution, to increase the number of state contracts awarded to
746 resident bidders through an in-state contract preference or otherwise.

747 Sec. 23. Subsection (b) of section 4a-62 of the 2012 supplement to the
748 general statutes is repealed and the following is substituted in lieu
749 thereof (*Effective July 1, 2012*):

750 (b) The committee may request any agency of the state authorized to
751 award public works contracts or to enter into purchase of goods or
752 services contracts to submit such information on compliance with
753 sections 4a-60 and 4a-60g and at such times as the committee may
754 require. The committee shall consult with the Departments of
755 Administrative Services, [Construction Services,] Transportation and
756 Economic and Community Development and the Commission on
757 Human Rights and Opportunities concerning compliance with the
758 state programs for minority business enterprises. The committee shall
759 report annually on or before February first to the Joint Standing
760 Committee on Legislative Management on the results of its ongoing
761 study and include its recommendations, if any, for legislation.

762 Sec. 24. Subsections (k) and (l) of section 4a-100 of the 2012
763 supplement to the general statutes are repealed and the following is
764 substituted in lieu thereof (*Effective July 1, 2012*):

765 (k) (1) Any substantial evidence of fraud in obtaining or
766 maintaining prequalification or any materially false statement in the
767 application, update statement or update bid statement may, in the
768 discretion of the awarding authority, result in termination of any
769 contract awarded the contractor by the awarding authority. The
770 awarding authority shall provide written notice to the commissioner of
771 such false statement not later than thirty days after discovering such
772 false statement. The commissioner shall provide written notice of such
773 false statement to [the Commissioner of Construction Services,] the
774 Commissioner of Consumer Protection and the president of The
775 University of Connecticut not later than thirty days after discovering
776 such false statement or receiving such notice.

777 (2) The commissioner shall deny or revoke the prequalification of
778 any contractor or substantial subcontractor if the commissioner finds
779 that the contractor or substantial subcontractor, or a principal or key
780 personnel of such contractor or substantial contractor, within the past
781 five years (A) has included any materially false statement in a

782 prequalification application, update statement or update bid
783 statement, (B) has been convicted of, entered a plea of guilty or nolo
784 contendere for, or admitted to, a crime related to the procurement or
785 performance of any public or private construction contract, or (C) has
786 otherwise engaged in fraud in obtaining or maintaining
787 prequalification. Any revocation made pursuant to this subsection
788 shall be made only after an opportunity for a hearing. Any contractor
789 or substantial subcontractor whose prequalification has been revoked
790 pursuant to this subsection shall be disqualified for a period of two
791 years after which the contractor or substantial subcontractor may
792 reapply for prequalification, except that a contractor or substantial
793 subcontractor whose prequalification has been revoked on the basis of
794 conviction of a crime or engaging in fraud shall be disqualified for a
795 period of five years after which the contractor or substantial
796 subcontractor may reapply for prequalification. The commissioner
797 shall not prequalify a contractor or substantial subcontractor whose
798 prequalification has been revoked pursuant to this subdivision until
799 the expiration of said two-year, five-year, or other applicable
800 disqualification period and the commissioner is satisfied that the
801 matters that gave rise to the revocation have been eliminated or
802 remedied.

803 (l) The commissioner shall provide written notice of any revocation,
804 disqualification, reduction in classification or capacity rating or
805 reinstated prequalification to [the Commissioner of Construction
806 Services,] the Commissioner of Consumer Protection and the president
807 of The University of Connecticut not later than thirty days after any
808 final determination.

809 Sec. 25. Subsection (d) of section 4b-3 of the 2012 supplement to the
810 general statutes is repealed and the following is substituted in lieu
811 thereof (*Effective July 1, 2012*):

812 (d) Notwithstanding any other statute or special act to the contrary,
813 the Commissioner of Administrative Services shall be the sole person

814 authorized to represent the state in its dealings with third parties for
815 the acquisition, construction, development or leasing of real estate for
816 housing the offices or equipment of all agencies of the state or for the
817 state-owned public buildings or realty, [and the Commissioner of
818 Construction Services shall be the sole person authorized to represent
819 the state in its dealings with third parties for the construction or
820 development of real estate or state-owned public buildings or realty,]
821 as provided for in sections 2-90, 4b-1 to 4b-5, inclusive, 4b-21, 4b-23, as
822 amended by this act, 4b-24, as amended by this act, 4b-26, 4b-27, 4b-30
823 and 4b-32, subsection (c) of section 4b-66 and sections 4b-67 to 4b-69,
824 inclusive, 4b-71, 4b-72, 10-95, 10a-72, as amended by this act, 10a-89,
825 10a-90, 10a-114, 10a-130, 10a-144, 17b-655, 22-64, 22a-324, 26-3, 27-45,
826 32-1c, 32-39, 48-9, 51-27d and 51-27f, except that (1) the Joint
827 Committee on Legislative Management may represent the state in the
828 planning and construction of the Legislative Office Building and
829 related facilities, in Hartford; (2) the Chief Court Administrator may
830 represent the state in providing for space for the Court Support
831 Services Division as part of a new or existing contract for an alternative
832 incarceration program pursuant to section 54-103b or a program
833 developed pursuant to section 46b-121i, 46b-121j, 46b-121k or 46b-121l;
834 (3) the board of trustees of a constituent unit of the state system of
835 higher education may represent the state in the leasing of real estate
836 for housing the offices or equipment of such constituent unit, provided
837 no lease payments for such realty are made with funds generated from
838 the general revenues of the state; (4) the Labor Commissioner may
839 represent the state in the leasing of premises required for employment
840 security operations as provided in subsection (c) of section 31-250; (5)
841 the Commissioner of Developmental Services may represent the state
842 in the leasing of residential property as part of the program developed
843 pursuant to subsection (b) of section 17a-218, provided such residential
844 property does not exceed two thousand five hundred square feet, for
845 the community placement of persons eligible to receive residential
846 services from the department; (6) the Commissioner of Mental Health
847 and Addiction Services may represent the state in the leasing of

848 residential units as part of a program developed pursuant to section
849 17a-455a, provided each such residential unit does not exceed two
850 thousand five hundred square feet; and (7) the Connecticut Marketing
851 Authority may represent the state in the leasing of land or markets
852 under the control of the Connecticut Marketing Authority, and, except
853 for the housing of offices or equipment in connection with the initial
854 acquisition of an existing state mass transit system or the leasing of
855 land by the Connecticut Marketing Authority for a term of one year or
856 more in which cases the actions of the Department of Transportation
857 and the Connecticut Marketing Authority shall be subject to the review
858 and approval of the State Properties Review Board. The Commissioner
859 of Administrative Services shall have the power to establish and
860 implement any procedures necessary for the commissioner to assume
861 the commissioner's responsibilities as said sole bargaining agent for
862 state realty acquisitions and shall perform the duties necessary to carry
863 out such procedures. The Commissioner of Administrative Services [or
864 the Commissioner of Construction Services] may appoint, within
865 [each] the department's budget and subject to the provisions of chapter
866 67, such personnel deemed necessary by the [applicable] commissioner
867 to carry out the provisions [hereof] of this section, including experts in
868 real estate, construction operations, financing, banking, contracting,
869 architecture and engineering. The Attorney General's office, at the
870 request of the Commissioner of Administrative Services, shall assist
871 the [Commissioner of Administrative Services] commissioner in
872 contract negotiations regarding the purchase, [or] lease or construction
873 of real estate. [, and, at the request of the Commissioner of
874 Construction Services, shall assist said commissioner in contract
875 negotiations regarding the construction of real estate.]

876 Sec. 26. Section 4b-23 of the 2012 supplement to the general statutes
877 is repealed and the following is substituted in lieu thereof (*Effective July*
878 *1, 2012*):

879 (a) As used in this section, "facility" means buildings and real
880 property owned or leased by the state. The Secretary of the Office of

881 Policy and Management shall establish guidelines which further define
882 such term. All agencies and departments of the state shall notify the
883 Secretary of the Office of Policy and Management of their facility needs
884 including, but not limited to, the types of such facilities and the
885 municipalities or general location for the facilities. Each agency and
886 department shall continue long-range planning for facility needs,
887 establish a plan for its long-range facility needs and submit such plan
888 and related facility project requests to the Secretary of the Office of
889 Policy and Management, and a copy thereof to the Commissioner of
890 Administrative Services, on or before September first of each even-
891 numbered year. Each such request shall be accompanied by a capital
892 development impact statement, as required by section 4-66b, and a
893 colocation statement, as required by section 4b-31, if the secretary so
894 requires. Each agency and department shall base its long-term
895 planning for facility needs on a program plan. The secretary shall
896 establish a content guide and schedule for such plans. Each agency and
897 department shall prepare its program plan in accordance with such
898 guide and file it with the secretary pursuant to such schedule. Facility
899 plans shall include, but not be limited to: Identification of (1) long-term
900 and short-term facility needs, (2) opportunities for the substitution of
901 state-owned space for leased space, (3) facilities proposed for
902 demolition or abandonment which have potential for other uses, (4)
903 space modifications or relocations that could result in cost or energy
904 savings, and (5) facilities known to be brownfields. Each agency or
905 department program plan and facility plan and its facility project
906 requests shall cover a period of at least five years. The secretary shall
907 provide agencies and departments with instructions for preparing
908 program plans, long-term facility plans and facility project requests
909 and shall provide appropriate programmatic planning assistance. The
910 [Commissioners] Commissioner of Administrative Services [and
911 Construction Services] shall assist agencies and departments with
912 long-term facilities planning and the preparation of cost estimates for
913 such plans and requests. The Secretary of the Office of Policy and
914 Management shall review such plans and prepare an integrated state

915 facility plan which meets the aggregate facility needs of the state. The
916 secretary shall review the cost effective retrofit measures
917 recommended to [him] the secretary by the Commissioner of
918 [Construction] Administrative Services under subsection (b) of section
919 16a-38a, as amended by this act, and include in the plan those
920 measures which would best attain the energy performance standards
921 established under subdivision (1) of subsection (b) of section 16a-38, as
922 amended by this act.

923 (b) On or before December first of each even-numbered year, the
924 Commissioner of Administrative Services shall provide the Secretary
925 of the Office of Policy and Management with a review of the plans and
926 requests submitted pursuant to subsection (a) of this section for
927 consistency with realistic cost factors, space requirements, space
928 standards, implementation schedules, priority needs, objectives of the
929 Commissioner of Administrative Services in carrying out his or her
930 responsibilities under section 4b-30 and the need for the maintenance,
931 improvement and replacement of state facilities.

932 (c) The Secretary of the Office of Policy and Management shall
933 present a proposed state facility plan to the Properties Review Board
934 on or before February fifteenth of each odd-numbered year. Such plan
935 shall be known as the recommended state facility plan and shall
936 include all leases and capital projects and a statement of the degree to
937 which it promotes the colocation goals addressed in subsection (e) of
938 section 4b-31. The secretary shall establish guidelines defining "capital
939 projects". The Properties Review Board shall submit its
940 recommendations to the secretary on or before March first of each odd-
941 numbered year. The Properties Review Board recommendations shall
942 address the goals described in subsection (e) of section 4b-31. The
943 secretary shall present the recommended state facility plan to the
944 General Assembly on or before March fifteenth of each odd-numbered
945 year.

946 (d) Upon the approval by the General Assembly of the operating

947 and capital budget appropriations, the Secretary of the Office of Policy
948 and Management shall update and modify the recommended state
949 facility plan, which shall then be known as the state facility plan. The
950 state facility plan shall be used as an advisory document for the leasing
951 of property for use by state agencies and departments and for related
952 capital projects.

953 (e) Implementation of the state facility plan shall be the
954 responsibility of the Commissioner of Administrative Services who
955 shall conduct a study of each proposed facility in the plan to
956 determine: (1) The method of choice for satisfying each such facility
957 need, (2) the geographical areas best suited to such need, (3) the
958 feasibility and cost of such acquisition using a life-cycle cost analysis as
959 established by subdivision (2) of subsection (b) of section 16a-38, (4)
960 the degree to which the plan promotes the goals addressed in
961 subsection (e) of section 4b-31, and (5) any other relevant factors. Said
962 commissioner shall review and approve each facility plan
963 implementation action and shall submit to the Properties Review
964 Board a list of each such action approved and the method and plan by
965 which it shall be accomplished. Said commissioner shall endeavor to
966 locate human services agencies in the same buildings as municipal and
967 private agencies that provide human services. The results of said
968 commissioner's study along with all supportive materials shall be
969 immediately sent to the Properties Review Board. The board shall meet
970 to review the decision of the commissioner and may request the
971 commissioner or any member of his department, and the head of the
972 requesting agency or any of his employees to appear for the purpose of
973 supplying pertinent information. Said board shall call a meeting within
974 two weeks of the receipt of the commissioner's decision, and may meet
975 as often as necessary, to review said decision. The board, [within] not
976 later than ninety days after the receipt of the decision of the
977 Commissioner of Administrative Services, shall either accept, reject or
978 request modification of such decision, except that when more time is
979 required, the board may have a ninety-day extension of time, provided
980 the board shall advise the Commissioner of Administrative Services in

981 writing as to the reasons for such extension of time. If such decision is
982 disapproved by the board, it shall so inform the commissioner along
983 with its reasons therefor, and the commissioner shall inform the head
984 of the requesting agency and the Secretary of the Office of Policy and
985 Management that its request has been rejected. If such decision is
986 approved by the board it shall inform the commissioner of such
987 approval and the commissioner shall immediately communicate his or
988 her decision to the head or acting head of such governmental unit and
989 to the Secretary of the Office of Policy and Management and shall set
990 forth the procedures to be taken to accomplish the results of such
991 decision. The decision to make public such decision shall rest solely
992 with the Commissioner of Administrative Services both as to time and
993 manner of disclosure, but in no event shall such period exceed one
994 year. The commissioner shall, when he or she deems it to be in the
995 public interest, authorize the disclosure of such information; however,
996 in the absence of such authorization, any unauthorized disclosure shall
997 be subject to the criminal provisions of section 4b-27. All decisions
998 made by the commissioner under the provisions of this section shall
999 require review by the board. Except as otherwise hereinafter provided,
1000 the approval or disapproval of the Properties Review Board shall be
1001 binding on the commissioner and the requesting agency with regard to
1002 the acquisition of any real estate by lease or otherwise,
1003 notwithstanding any other statute or special act to the contrary. A
1004 majority vote of the board shall be required to accept or reject a
1005 decision of the commissioner.

1006 (f) Within forty-five days from the date of the board's decision
1007 regarding the request of a governmental unit, the head or acting head
1008 of such unit shall notify the Commissioner of Administrative Services
1009 (1) that it accepts [his] the commissioner's decision, (2) that it rejects
1010 [his] the commissioner's decision and withdraws its request, or (3) that
1011 it does not approve such decision and requests that all or part of such
1012 decision be modified by the commissioner. When such modification is
1013 requested, the Commissioner of Administrative Services shall, [within]
1014 not later than three weeks [from] after receipt of such request, consider

1015 and act upon such request for modification and submit his or her
1016 decision to the Properties Review Board. If the commissioner and the
1017 board fail to agree to such modification in whole or in part, the
1018 governmental unit may, within ten days from the date of notification
1019 of such final decision, accept the commissioner's final decision, reject
1020 such decision and withdraw its request, or appeal to the Governor.
1021 Upon such appeal, the Commissioner of Administrative Services shall
1022 submit a report to the Governor stating the board's conclusions and
1023 supporting material therefor and the governmental agency shall
1024 submit a report to the Governor stating its objections to such decision
1025 and its supporting material therefor. The Governor shall, [within] not
1026 later than thirty days of the receipt of such reports, make a decision
1027 [which] that shall be binding on the parties involved. In the absence of
1028 any such appeal or withdrawal of request, the decision of the
1029 commissioner and the board shall be final and binding upon the
1030 governmental unit.

1031 (g) After final action is taken approving any request or modification
1032 thereof, condemnation procedures shall continue to be prosecuted in
1033 the same manner as they were on July 1, 1975, by the agency involved,
1034 where such procedures are applicable and authorized by statute.

1035 (h) Approval by the Properties Review Board shall not be required
1036 prior to State Bond Commission authorization of funds (1) for
1037 planning costs and other preliminary expenses for any construction or
1038 acquisition project, or (2) for any construction or acquisition project for
1039 which an architect was selected prior to July 1, 1975.

1040 (i) As used in this subsection, (1) "project" means any state program,
1041 except the downtown Hartford higher education center project, as
1042 defined in subsection (l) of section 4b-55, requiring consultant services
1043 if the cost of such services is estimated to exceed one hundred
1044 thousand dollars or, in the case of a constituent unit of the state system
1045 of higher education, the cost of such services is estimated to exceed
1046 three hundred thousand dollars, or in the case of a building or

1047 premises under the supervision of the Office of the Chief Court
1048 Administrator or property where the Judicial Department is the
1049 primary occupant, the cost of such services is estimated to exceed three
1050 hundred thousand dollars; (2) "consultant" means "consultant" as
1051 defined in section 4b-55; and (3) "consultant services" means
1052 "consultant services" as defined in section 4b-55. Any contracts entered
1053 into by the Commissioner of [Construction] Administrative Services
1054 with any consultants for employment (A) for any project under the
1055 provisions of this section, (B) in connection with a list established
1056 under subsection (d) of section 4b-51, or (C) by task letter issued by the
1057 Commissioner of [Construction] Administrative Services to any
1058 consultant on such list pursuant to which the consultant will provide
1059 services valued in excess of one hundred thousand dollars, shall be
1060 subject to the approval of the Properties Review Board prior to the
1061 employment of said consultant or consultants by the commissioner.
1062 The Properties Review Board shall, within thirty days, approve or
1063 disapprove the selection of or contract with any consultant made by
1064 the Commissioner of [Construction] Administrative Services pursuant
1065 to sections 4b-1 and 4b-55 to 4b-59, inclusive. If upon the expiration of
1066 the thirty-day period a decision has not been made, the Properties
1067 Review Board shall be deemed to have approved such selection or
1068 contract.

1069 (j) The Properties Review Board shall, within thirty days, approve or
1070 disapprove the proposed acquisition by lease of any residential
1071 property by the Commissioner of Developmental Services pursuant to
1072 subsection (d) of section 4b-3, as amended by this act. If upon the
1073 expiration of such thirty-day period a decision has not been made, the
1074 Properties Review Board shall be deemed to have approved such lease.

1075 (k) Any agency or department of state government requiring
1076 additional facilities not included in the state facility plan may submit a
1077 request to the Secretary of the Office of Policy and Management
1078 outlining the justification for its request. The agency or department
1079 shall also provide (1) in the case of a request not previously submitted

1080 to the secretary pursuant to subsection (a) of this section, the reasons
1081 why it was not so submitted, and (2) in the case of a request so
1082 submitted, sufficient new information to warrant reconsideration. Such
1083 request shall include a statement of the degree to which the proposed
1084 state facility plan promotes the goals addressed in subsection (e) of
1085 section 4b-31, if the secretary so requires. Such request shall also be
1086 accompanied by a capital development impact statement as required
1087 under section 4-66b, if the secretary so requires. Subsections (b) to (d),
1088 inclusive, of this section shall not apply to the review of such requests.
1089 Any such request for additional facilities which are determined by the
1090 Secretary of the Office of Policy and Management to be of emergency
1091 nature or the lack of which may seriously hinder the efficient operation
1092 of the state, may be approved by the Properties Review Board and the
1093 Secretary of the Office of Policy and Management and shall be known
1094 as an approval made during the interim between state facility plans.
1095 No action may be taken by the state to lease or construct such
1096 additional facilities unless the secretary makes such a determination.

1097 (l) The Commissioner of Administrative Services shall monitor the
1098 amount of leased space being requested and the costs of all proposed
1099 and approved facility project actions and, in the case of space or
1100 facility projects for which bond funds were authorized, shall advise the
1101 Secretary of the Office of Policy and Management and the Governor
1102 when the space to be leased or the forecast costs to complete the
1103 project exceed the square footage amount or the cost levels in the
1104 approved state facility plan by ten per cent or more. Approval of the
1105 Secretary of the Office of Policy and Management, the Properties
1106 Review Board, the State Bond Commission and the Governor shall be
1107 required to continue the project.

1108 (m) (1) Plans to construct, renovate or modify state-owned or
1109 occupied buildings shall provide for a portion of the total planned
1110 floor area of newly constructed state buildings or buildings
1111 constructed specifically for use by the state to be served by renewable
1112 sources of energy, including solar, wind, water and biomass sources,

1113 for use in space heating and cooling, domestic hot water and other
1114 applications. For the plan due December 1, 1979, the portion to be
1115 served by renewable energy sources shall be not less than five per cent
1116 of total planned new floor area. For each succeeding state facilities
1117 plan submitted after December 1, 1979, the portion of the total planned
1118 floor area of any additional newly constructed state buildings or
1119 buildings constructed specifically for use by the state to be served by
1120 renewable energy sources shall be increased by at least five per cent
1121 per year until a goal of fifty per cent of total planned floor area of any
1122 additional newly constructed state buildings or buildings constructed
1123 specifically for use by the state is reached. For any facility served by
1124 renewable energy sources in accordance with this subsection, not less
1125 than thirty per cent of the total energy requirements of any specific
1126 energy application, including, but not limited to, space heating or
1127 cooling and providing domestic hot water, shall be provided by
1128 renewable energy sources. The installation in newly constructed state
1129 buildings or buildings constructed specifically for use by the state of
1130 systems using renewable energy sources in accordance with this
1131 subsection, shall be subject to the life-cycle cost analysis provided for
1132 in section 16a-38. (2) The state shall fulfill the obligations imposed by
1133 subdivision (1) of this section unless such action would cause an
1134 undue economic hardship to the state.

1135 (n) The recommended state facility plan shall include policies for:

1136 (1) The encouragement of the acquisition, transfer and utilization of
1137 space in suitable buildings of historic, architectural or cultural
1138 significance, unless use of such space would not prove feasible and
1139 prudent compared with available alternatives;

1140 (2) The encouragement of the location of commercial, cultural,
1141 educational and recreational facilities and activities within public
1142 buildings;

1143 (3) The provision and maintenance of space, facilities and activities
1144 to the extent practicable, which encourage public access to and

1145 stimulate public pedestrian traffic around, into and through public
1146 buildings, permitting cooperative improvements to and uses of the
1147 areas between the building and the street, so that such activities
1148 complement and supplement commercial, cultural, educational and
1149 recreational resources in the neighborhood of public buildings;

1150 (4) The encouragement of the public use of public buildings for
1151 cultural, educational and recreational activities;

1152 (5) The encouragement of the ownership or leasing of modern
1153 buildings to replace obsolete facilities, achieve cost and energy
1154 efficiencies, maximize delivery of services to the public, preserve
1155 existing infrastructure and provide a comfortable and space-efficient
1156 work environment; and

1157 (6) The encouragement of the establishment of child day care
1158 facilities and child development centers including provisions for (A)
1159 full-day and year-round programs for children of working parents, (B)
1160 opportunities for parents to choose among accredited public or private
1161 programs, (C) open enrollment for children in child day care and
1162 school readiness programs, and (D) incentives for the colocation and
1163 service integration of child day care programs and school readiness
1164 programs pursuant to section 4b-31.

1165 (o) The Commissioner of Administrative Services shall adopt
1166 regulations, in consultation with the Secretary of the Office of Policy
1167 and Management and the State Properties Review Board, and in
1168 accordance with the provisions of chapter 54, setting forth the
1169 procedures which the Department of Administrative Services and said
1170 office and board shall follow in carrying out their responsibilities
1171 concerning state leasing of offices, space or other facilities. Such
1172 regulations shall specify, for each step in the leasing process at which
1173 an approval is needed in order to proceed to the next step, what
1174 information shall be required, who shall provide the information and
1175 the criteria for granting the approval. Notwithstanding any other
1176 provision of the general statutes, such regulations shall provide that:

1177 (1) The Commissioner of Administrative Services shall (A) review all
1178 lease requests included in, and scheduled to begin during, the first
1179 year of each approved state-wide facility and capital plan, and (B)
1180 provide the Secretary of the Office of Policy and Management with an
1181 estimate of the gross cost and total square footage need for each lease,
1182 (2) the secretary shall approve a gross cost and a total square footage
1183 for each such lease and transmit each decision to the requesting
1184 agency, the commissioner and the State Properties Review Board, (3)
1185 the commissioner shall submit all leases, lease renewals and hold over
1186 agreements to the secretary for approval, and (4) the secretary shall
1187 approve or disapprove any such lease request or agreement not more
1188 than ten working days after the secretary receives the request or
1189 agreement.

1190 Sec. 27. Subdivision (5) of section 4b-24 of the 2012 supplement to
1191 the general statutes is repealed and the following is substituted in lieu
1192 thereof (*Effective July 1, 2012*):

1193 (5) After the authorization of a project under the provisions of
1194 section 4b-23, as amended by this act, the public auditors of the state
1195 and the auditors or accountants of the Commissioner of
1196 Administrative Services, [or the Commissioner of Construction
1197 Services, as applicable,] shall have the right to audit the books of any
1198 contractor employed by [either] the commissioner pursuant to such
1199 authorization, or of any party negotiating with the Commissioner of
1200 Administrative Services for the acquisition of land by lease or
1201 otherwise; provided, however, that any such audit shall be limited to
1202 the project authorized by the Commissioner of Administrative Services
1203 [or the Commissioner of Construction Services] and the Properties
1204 Review Board, and provided further that in the case of a party
1205 negotiating with the Commissioner of Administrative Services, such
1206 audit may also be conducted after the negotiations have ended, if a
1207 contract is consummated with [either] the commissioner.

1208 Sec. 28. Section 4b-36 of the 2012 supplement to the general statutes

1209 is repealed and the following is substituted in lieu thereof (*Effective July*
1210 *1, 2012*):

1211 Subject to the provisions of section 4b-30, the Commissioner of
1212 [Construction] Administrative Services may enter into contracts for the
1213 construction upon state-owned land of buildings or facilities or both,
1214 and [the Commissioner of Administrative Services may enter into
1215 contracts] for the subsequent leasing of such building or facilities to the
1216 state to meet the needs of agencies and institutions, without first
1217 leasing the underlying state-owned land to the developer. Such
1218 contracts shall contain provisions providing for the state to buy the
1219 buildings and facilities for a lump sum at stated times during or at the
1220 end of the lease term or, at the state's option, to buy the same by
1221 paying the purchase price in installments.

1222 Sec. 29. Section 4b-52 of the 2012 supplement to the general statutes
1223 is repealed and the following is substituted in lieu thereof (*Effective July*
1224 *1, 2012*):

1225 (a) (1) No repairs, alterations or additions involving expense to the
1226 state of five hundred thousand dollars or less or, in the case of repairs,
1227 alterations or additions to a building rented or occupied by the Judicial
1228 Branch, one million two hundred fifty thousand dollars or less or, in
1229 the case of repairs, alterations or additions to a building rented or
1230 occupied by a constituent unit of the state system of higher education,
1231 two million dollars or less, shall be made to any state building or
1232 premises occupied by any state officer, department, institution, board,
1233 commission or council of the state government and no contract for any
1234 construction, repairs, alteration or addition shall be entered into
1235 without the prior approval of the Commissioner of [Construction]
1236 Administrative Services, except repairs, alterations or additions to a
1237 building under the supervision and control of the Joint Committee on
1238 Legislative Management and repairs, alterations or additions to a
1239 building under the supervision of The University of Connecticut.
1240 Repairs, alterations or additions which are made pursuant to such

1241 approval of the Commissioner of [Construction] Administrative
1242 Services shall conform to all guidelines and procedures established by
1243 the Department of [Construction] Administrative Services for agency-
1244 administered projects. (2) Notwithstanding the provisions of
1245 subdivision (1) of this subsection, repairs, alterations or additions
1246 involving expense to the state of five hundred thousand dollars or less
1247 may be made to any state building or premises under the supervision
1248 of the Office of the Chief Court Administrator or a constituent unit of
1249 the state system of higher education, under the terms of section 4b-11,
1250 and any contract for any such construction, repairs or alteration may
1251 be entered into by the Office of the Chief Court Administrator or a
1252 constituent unit of the state system of higher education without the
1253 approval of the Commissioner of [Construction] Administrative
1254 Services.

1255 (b) Except as provided in this section, no repairs, alterations or
1256 additions involving an expense to the state of more than five hundred
1257 thousand dollars or, in the case of repairs, alterations or additions to a
1258 building rented or occupied by the Judicial Branch, more than one
1259 million two hundred fifty thousand dollars, or, in the case of repairs,
1260 alterations or additions to a building rented or occupied by a
1261 constituent unit of the state system of higher education, more than two
1262 million dollars, shall be made to any state building or premises
1263 occupied by any state officer, department, institution, board,
1264 commission or council of the state government, nor shall any contract
1265 for any construction, repairs, alteration or addition be entered into,
1266 until the Commissioner of [Construction] Administrative Services or,
1267 in the case of the construction or repairs, alterations or additions to a
1268 building under the supervision and control of the Joint Committee on
1269 Legislative Management of the General Assembly, said joint
1270 committee or, in the case of construction, repairs, alterations or
1271 additions to a building involving expenditures in excess of five
1272 hundred thousand dollars but not more than one million two hundred
1273 fifty thousand dollars under the supervision and control of the Judicial
1274 Branch, said Judicial Branch or, in the case of the construction, repairs,

1275 alterations or additions to a building involving expenditures in excess
1276 of five hundred thousand dollars but not more than two million
1277 dollars under the supervision and control of one of the constituent
1278 units of higher education, the constituent unit, has invited bids thereon
1279 and awarded a contract thereon, in accordance with the provisions of
1280 sections 4b-91 to 4b-96, inclusive. The Commissioner of [Construction]
1281 Administrative Services, with the approval of the authority having the
1282 supervision of state employees or the custody of inmates of state
1283 institutions, without the necessity of bids, may employ such
1284 employees or inmates and purchase or furnish the necessary materials
1285 for the construction, erection, alteration, repair or enlargement of any
1286 such state building or premises occupied by any state officer,
1287 department, institution, board, commission or council of the state
1288 government.

1289 (c) Whenever the Commissioner of [Construction] Administrative
1290 Services declares that an emergency condition exists at any state
1291 facility, other than a building under the supervision and control of the
1292 Joint Committee on Legislative Management, and that the condition
1293 would adversely affect public safety or the proper conduct of essential
1294 state government operations, or said joint committee declares that such
1295 an emergency exists at a building under its supervision and control,
1296 the commissioner or the joint committee may employ such assistance
1297 as may be required to restore facilities under their control and
1298 management, or the commissioner may so act upon the request of a
1299 state agency, to restore facilities under the control and management of
1300 such agency, without inviting bids as required in subsection (b) of this
1301 section. The commissioner shall take no action requiring the
1302 expenditure of more than five hundred thousand dollars to restore any
1303 facility under this subsection (1) without the written consent of the
1304 Governor, and (2) until the commissioner has certified to the joint
1305 committee of the General Assembly having cognizance of matters
1306 relating to legislative management that the project is of such an
1307 emergency nature that an exception to subsection (b) of this section is
1308 required. Such certification shall include input from all affected

1309 agencies, detail the need for the exception and include any relevant
1310 documentation. The provisions of this subsection shall not apply if any
1311 person is obligated under the terms of an existing contract with the
1312 state to render such assistance. The annual report of the commissioner
1313 shall include a detailed statement of all expenditures made under this
1314 subsection.

1315 (d) The Commissioner of Administrative Services may, during the
1316 term of a lease of a building or premises occupied by any state offices,
1317 department, institution, board, commission or council of the state
1318 government, (1) renegotiate the lease in order to enable the lessor to
1319 make necessary alterations or additions up to a maximum amount of
1320 five hundred thousand dollars, [in consultation with the
1321 Commissioner of Construction Services and] subject to the approval of
1322 the State Properties Review Board, or (2) require that a security audit
1323 be conducted for such building or premises and, if necessary,
1324 renegotiate the lease in order to enable the lessor to make necessary
1325 alterations or additions to bring the building or premises into
1326 compliance with the security standards for state agencies established
1327 under section 4b-132. Alterations or additions under subdivision (2) of
1328 this subsection shall not be subject to the spending limit in subdivision
1329 (1) of this subsection, and a renegotiated lease under [said] subdivision
1330 (2) of this subsection shall be subject to the approval of the State
1331 Properties Review Board, provided such approval requirement shall
1332 not compromise the security requirements of chapter 60a and this
1333 section. The commissioner shall determine the manner of submission,
1334 conditions and requirements of bids and awards made for alterations
1335 or additions under this subsection. No lease shall be renegotiated
1336 under this subsection for a term less than five years. As used in this
1337 subsection, "security" and "security audit" have the meanings assigned
1338 to such terms in section 4b-130.

1339 Sec. 30. Section 4b-62 of the 2012 supplement to the general statutes
1340 is repealed and the following is substituted in lieu thereof (*Effective July*
1341 *1, 2012*):

1342 The Commissioner of Administrative Services may accept and
1343 execute any trusts, testamentary or otherwise, created or established
1344 for the purpose of procuring, erecting and maintaining any memorial
1345 on public grounds or within public buildings of the state or any
1346 municipality therein, and the court of probate in which a will creating
1347 any such trust has been proved may appoint said commissioner as
1348 trustee to execute such trust without requiring said commissioner to
1349 furnish a probate bond as such trustee; but this section shall not be
1350 construed as empowering said commissioner to erect or maintain any
1351 such memorial upon the grounds or within or upon any public
1352 building belonging to the state without the consent of the General
1353 Assembly, nor upon any grounds nor within or upon any public
1354 building belonging to any city or town, without the consent of the
1355 common council of the city or the selectmen of the town, as the case
1356 may be. The commissioner shall not, without special authority from
1357 the General Assembly, [or without consultation with the
1358 Commissioner of Construction Services,] make, erect or remove from
1359 its location any statue or sculpture upon the property of the state.

1360 Sec. 31. Subsection (a) of section 4b-66a of the 2012 supplement to
1361 the general statutes is repealed and the following is substituted in lieu
1362 thereof (*Effective July 1, 2012*):

1363 (a) There is established a Connecticut Capitol Center Commission.
1364 The commission shall consist of (1) the Secretary of the Office of Policy
1365 and Management, or the secretary's designee; (2) the Commissioner of
1366 Administrative Services, or the commissioner's designee; (3) the
1367 Commissioner of Economic and Community Development, or the
1368 commissioner's designee; (4) the chairperson of the Culture and
1369 Tourism Advisory Committee, or the chairperson's designee; (5) [the
1370 Commissioner of Construction Services, or the commissioner's
1371 designee; (6)] one member appointed by the speaker of the House of
1372 Representatives; [(7)] (6) one member appointed by the president pro
1373 tempore of the Senate; [(8)] (7) one member appointed by the majority
1374 leader of the House of Representatives; [(9)] (8) one member appointed

1375 by the majority leader of the Senate; [(10)] (9) one member appointed
1376 by the minority leader of the House of Representatives; [(11)] (10) one
1377 member appointed by the minority leader of the Senate; [(12)] (11) the
1378 chairperson of the Hartford Commission on the City Plan; [(13)] (12)
1379 one member appointed by the mayor of the city of Hartford; and [(14)]
1380 (13) one member from the South Downtown Neighborhood
1381 Revitalization Committee.

1382 Sec. 32. Section 4b-76 of the 2012 supplement to the general statutes
1383 is repealed and the following is substituted in lieu thereof (*Effective July*
1384 *1, 2012*):

1385 In the event that a public or special act authorizes the state
1386 acquisition of real property or the construction, improvement, repair
1387 or renovation of any facility, the Commissioner of Administrative
1388 Services, in accordance with the provisions of this title, may acquire
1389 such real property and [the Commissioner of Construction Services
1390 may] provide design and construction services for any such
1391 construction, improvement, repair or renovation of such facility.

1392 Sec. 33. Subsection (a) of section 4b-136 of the 2012 supplement to
1393 the general statutes is repealed and the following is substituted in lieu
1394 thereof (*Effective July 1, 2012*):

1395 (a) There is established a State-Wide Security Management Council.
1396 The council shall consist of the following members or their designees:
1397 The Commissioner of Emergency Services and Public Protection, the
1398 Commissioner of Administrative Services, the Commissioner of
1399 Mental Health and Addiction Services, [the Commissioner of
1400 Construction Services,] the Secretary of the Office of Policy and
1401 Management, the Chief Court Administrator, the executive director of
1402 the Joint Committee on Legislative Management, a representative of
1403 the Governor, a representative of the State Employees Bargaining
1404 Agent Coalition, the president of the Connecticut State Police Union,
1405 the president of the Connecticut Police Chiefs Association and the
1406 president of the Uniformed Professional Fire Fighters Association. The

1407 Commissioner of Administrative Services shall serve as chairperson of
1408 the council. Each council member shall provide technical assistance in
1409 the member's area of expertise, as required by the council.

1410 Sec. 34. Subsection (a) of section 4d-90 of the 2012 supplement to the
1411 general statutes is repealed and the following is substituted in lieu
1412 thereof (*Effective July 1, 2012*):

1413 (a) There is established a Geospatial Information Systems Council
1414 consisting of the following members, or their designees: (1) The
1415 Secretary of the Office of Policy and Management; (2) the
1416 Commissioners of Energy and Environmental Protection, Economic
1417 and Community Development, Transportation, Public Health,
1418 [Construction Services,] Administrative Services, Agriculture,
1419 Emergency Services and Public Protection and Social Services; (3) the
1420 president of the Board of Regents for Higher Education; (4) the
1421 president of The University of Connecticut; (5) one member who is a
1422 user of geospatial information systems appointed by the president pro
1423 tempore of the Senate representing a municipality with a population of
1424 more than sixty thousand; (6) one member who is a user of geospatial
1425 information systems appointed by the minority leader of the Senate
1426 representing a regional planning agency; (7) one member who is a user
1427 of geospatial information systems appointed by the Governor
1428 representing a municipality with a population of less than sixty
1429 thousand but more than thirty thousand; (8) one member who is a user
1430 of geospatial information systems appointed by the speaker of the
1431 House of Representatives representing a municipality with a
1432 population of less than thirty thousand; (9) one member appointed by
1433 the minority leader of the House of Representatives who is a user of
1434 geospatial information systems; (10) the Adjutant General of the
1435 Military Department; and (11) any other persons the council deems
1436 necessary appointed by the council. The Governor shall select the
1437 chairperson from among the members. The chairperson shall
1438 administer the affairs of the council. Vacancies shall be filled by
1439 appointment by the authority making the appointment. Members shall

1440 receive no compensation for their services on said council, but shall be
1441 reimbursed for necessary expenses incurred in the performance of
1442 their duties. Said council shall hold one meeting each calendar quarter
1443 and such additional meetings as may be prescribed by council rules. In
1444 addition, special meetings may be called by the chairperson or by any
1445 three members upon delivery of forty-eight hours written notice to
1446 each member.

1447 Sec. 35. Section 4e-8 of the 2012 supplement to the general statutes is
1448 repealed and the following is substituted in lieu thereof (*Effective July*
1449 *1, 2012*):

1450 There is established a Contracting Standards Advisory Council,
1451 which shall consist of representatives from the Office of Policy and
1452 Management, [Departments] Department of Administrative Services
1453 [.] and Department of Transportation [and Construction Services] and
1454 representatives of at least three additional contracting agencies,
1455 including at least one human services related state agency, to be
1456 designated by the Governor. The Chief Procurement Officer shall be a
1457 member of the council and serve as chairperson. The advisory council
1458 shall meet at least four times per year to discuss state procurement
1459 issues and to make recommendations for improvement of the
1460 procurement processes to the State Contracting Standards Board. The
1461 advisory council may conduct studies, research and analyses and make
1462 reports and recommendations with respect to subjects or matters
1463 within the jurisdiction of the State Contracting Standards Board.

1464 Sec. 36. Subsection (a) of section 5-142 of the general statutes is
1465 repealed and the following is substituted in lieu thereof (*Effective July*
1466 *1, 2012*):

1467 (a) If any member of the Division of State Police within the
1468 Department of Emergency Services and Public Protection or of any
1469 correctional institution, or any institution or facility of the Department
1470 of Mental Health and Addiction Services giving care and treatment to
1471 persons afflicted with a mental disorder or disease, or any institution

1472 for the care and treatment of persons afflicted with any mental defect,
1473 or any full-time enforcement officer of the Department of Energy and
1474 Environmental Protection, the Department of Motor Vehicles, the
1475 Department of Consumer Protection who carries out the duties and
1476 responsibilities of sections 30-2 to 30-68m, inclusive, the Office of
1477 Adult Probation, the division within the Department of [Construction]
1478 Administrative Services that carries out construction services or the
1479 Board of Pardons and Paroles, any probation officer for juveniles or
1480 any employee of any juvenile detention home, any member of the
1481 police or fire security force of The University of Connecticut, any
1482 member of the police or fire security force of Bradley International
1483 Airport, any member of the Office of State Capitol Police or any person
1484 appointed under section 29-18 as a special policeman for the State
1485 Capitol building and grounds and the Legislative Office Building and
1486 parking garage and related structures and facilities and other areas
1487 under the supervision and control of the Joint Committee on
1488 Legislative Management, the Chief State's Attorney, the Chief Public
1489 Defender, the Deputy Chief State's Attorney, the Deputy Chief Public
1490 Defender, any state's attorney, any assistant state's attorney or deputy
1491 assistant state's attorney, any public defender, assistant public
1492 defender or deputy assistant public defender, any chief inspector or
1493 inspector appointed under section 51-286 or any staff member or
1494 employee of the Division of Criminal Justice or of the Division of
1495 Public Defender Services, or any Judicial Department employee
1496 sustains any injury (1) while making an arrest or in the actual
1497 performance of such police duties or guard duties or fire duties or
1498 inspection duties, or prosecution or public defender or courthouse
1499 duties, or while attending or restraining an inmate of any such
1500 institution or as a result of being assaulted in the performance of such
1501 person's duty, or while responding to an emergency or code at a
1502 correctional institution, and (2) that is a direct result of the special
1503 hazards inherent in such duties, the state shall pay all necessary
1504 medical and hospital expenses resulting from such injury. If total
1505 incapacity results from such injury, such person shall be removed from

1506 the active payroll the first day of incapacity, exclusive of the day of
1507 injury, and placed on an inactive payroll. Such person shall continue to
1508 receive the full salary that such person was receiving at the time of
1509 injury subject to all salary benefits of active employees, including
1510 annual increments, and all salary adjustments, including salary
1511 deductions, required in the case of active employees, for a period of
1512 two hundred sixty weeks from the date of the beginning of such
1513 incapacity. Thereafter, such person shall be removed from the payroll
1514 and shall receive compensation at the rate of fifty per cent of the salary
1515 that such person was receiving at the expiration of said two hundred
1516 sixty weeks as long as such person remains so disabled, except that
1517 any such person who is a member of the Division of State Police within
1518 the Department of Emergency Services and Public Protection shall
1519 receive compensation at the rate of sixty-five per cent of such salary as
1520 long as such person remains so disabled. Such benefits shall be payable
1521 to a member of the Division of State Police after two hundred sixty
1522 weeks of disability only if the member elects in writing to receive such
1523 benefits in lieu of any benefits payable to the employee under the state
1524 employees retirement system. In the event that such disabled member
1525 of the Division of State Police elects the compensation provided under
1526 this subsection, no benefits shall be payable under chapter 568 or the
1527 state employees retirement system until the former of the employee's
1528 death or recovery from such disability. The provisions of section 31-
1529 293 shall apply to any such payments, and the state of Connecticut is
1530 authorized to bring an action or join in an action as provided by said
1531 section for reimbursement of moneys paid and which it is obligated to
1532 pay under the terms of this subsection. All other provisions of the
1533 workers' compensation law not inconsistent with this subsection,
1534 including the specific indemnities and provisions for hearing and
1535 appeal, shall be available to any such state employee or the dependents
1536 of such a deceased employee. All payments of compensation made to a
1537 state employee under this subsection shall be charged to the
1538 appropriation provided for compensation awards to state employees.
1539 On and after October 1, 1991, any full-time officer of the Department of

1540 Energy and Environmental Protection, the Department of Motor
1541 Vehicles, the Department of Consumer Protection who carries out the
1542 duties and responsibilities of sections 30-2 to 30-68m, inclusive, the
1543 Office of Adult Probation, the division within the Department of
1544 [Construction] Administrative Services that carries out construction
1545 services or the Board of Pardons and Paroles, any probation officer for
1546 juveniles or any employee of any juvenile detention home, the Chief
1547 State's Attorney, the Chief Public Defender, the Deputy Chief State's
1548 Attorney, the Deputy Chief Public Defender, any state's attorney,
1549 assistant state's attorney or deputy assistant state's attorney, any public
1550 defender, assistant public defender or deputy assistant public
1551 defender, any chief inspector or inspector appointed under section 51-
1552 286 or any staff member or employee of the Division of Criminal
1553 Justice or the Division of Public Defender Services, or any Judicial
1554 Department employee who sustains any injury in the course and scope
1555 of such person's employment shall be paid compensation in
1556 accordance with the provisions of section 5-143 and chapter 568,
1557 except, if such injury is sustained as a result of being assaulted in the
1558 performance of such person's duty, any such person shall be
1559 compensated pursuant to the provisions of this subsection.

1560 Sec. 37. Section 10-264h of the 2012 supplement to the general
1561 statutes is repealed and the following is substituted in lieu thereof
1562 (*Effective July 1, 2012*):

1563 (a) For the fiscal year ending June 30, 1996, until the fiscal year
1564 ending June 30, 2003, a local or regional board of education, regional
1565 educational service center or a cooperative arrangement pursuant to
1566 section 10-158a for purposes of an interdistrict magnet school may be
1567 eligible for reimbursement up to the full reasonable cost of any capital
1568 expenditure for the purchase, construction, extension, replacement,
1569 leasing or major alteration of interdistrict magnet school facilities,
1570 including any expenditure for the purchase of equipment, in
1571 accordance with this section. For the fiscal year ending June 30, 2004,
1572 until the fiscal year ending June 30, 2011, the following entities that

1573 operate an interdistrict magnet school that assists the state in meeting
1574 the goals of the 2008 stipulation and order for Milo Sheff, et al. v.
1575 William A. O'Neill, et al., as determined by the Commissioner of
1576 Education may be eligible for reimbursement up to ninety-five per cent
1577 of such cost: (1) The Board of Trustees of the Community-Technical
1578 Colleges on behalf of a regional community-technical college, (2) the
1579 Board of Trustees of the Connecticut State University System on behalf
1580 of a state university, (3) the Board of Trustees for The University of
1581 Connecticut on behalf of the university, (4) the board of governors for
1582 an independent college or university, as defined in section 10a-37, or
1583 the equivalent of such a board, on behalf of the independent college or
1584 university, and (5) any other third-party not-for-profit corporation
1585 approved by the Commissioner of Education. For the fiscal year
1586 ending June 30, 2012, and each fiscal year thereafter, a project eligible
1587 for reimbursement under this section, except as otherwise provided
1588 for, may be eligible for reimbursement up to eighty per cent of the
1589 eligible cost of such project. To be eligible for reimbursement under
1590 this section a magnet school construction project shall meet the
1591 requirements for a school building project established in chapter 173,
1592 except that the Commissioner of [Construction] Administrative
1593 Services, in consultation with the Commissioner of Education, may
1594 waive any requirement in such chapter for good cause. On and after
1595 July 1, 2011, the Commissioner of [Construction] Administrative
1596 Services shall approve only applications for reimbursement under this
1597 section that the Commissioner of Education finds will reduce racial,
1598 ethnic and economic isolation. Applications for reimbursement under
1599 this section for the construction of new interdistrict magnet schools
1600 shall not be accepted until the Commissioner of Education develops a
1601 comprehensive state-wide interdistrict magnet school plan, in
1602 accordance with the provisions of subdivision (1) of subsection (b) of
1603 section 10-264l, unless the Commissioner of Education determines that
1604 such construction will assist the state in meeting the goals of the 2008
1605 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al.

1606 (b) Subject to the provisions of subsection (a) of this section, the

1607 applicant shall receive current payments of scheduled estimated
1608 eligible project costs for the facility, provided (1) the applicant files an
1609 application for a school building project, in accordance with section 10-
1610 283, by the date prescribed by the Commissioner of Education, (2) final
1611 plans and specifications for the project are approved pursuant to
1612 sections 10-291 and 10-292, as amended by this act, and (3) such district
1613 submits to the Commissioner of Education, in such form as the
1614 commissioner prescribes, and the commissioner approves a plan for
1615 the operation of the facility which includes, but need not be limited to:
1616 A description of the educational programs to be offered, the
1617 completion date for the project, an estimated budget for the operation
1618 of the facility, written commitments for participation from the districts
1619 that will participate in the school and an analysis of the effect of the
1620 program on the reduction of racial, ethnic and economic isolation. The
1621 Commissioner of Education shall notify the Commissioner of
1622 [Construction] Administrative Services and the secretary of the State
1623 Bond Commission when the provisions of subdivisions (1) and (3) of
1624 this subsection have been met. Upon application to the Commissioner
1625 of Education, compliance with the provisions of subdivisions (1) and
1626 (3) of this subsection and after authorization by the General Assembly
1627 pursuant to section 10-283, the applicant shall be eligible to receive
1628 progress payments in accordance with the provisions of section 10-
1629 287i.

1630 (c) (1) If the school building ceases to be used as an interdistrict
1631 magnet school facility and the grant was provided for the purchase or
1632 construction of the facility, the Commissioner of [Construction]
1633 Administrative Services, in consultation with the Commissioner of
1634 Education, shall determine whether (A) title to the building and any
1635 legal interest in appurtenant land shall revert to the state, or (B) the
1636 school district shall reimburse the state an amount equal to the
1637 difference between the amount received pursuant to this section and
1638 the amount the district would have been eligible to receive based on
1639 the percentage determined pursuant to section 10-285a, multiplied by
1640 the estimated eligible project costs.

1641 (2) If the school building ceases to be used as an interdistrict magnet
1642 school facility and the grant was provided for the extension or major
1643 alteration of the facility, the school district shall reimburse the state the
1644 amount determined in accordance with subparagraph (B) of
1645 subdivision (1) of this subsection. A school district receiving a request
1646 for reimbursement pursuant to this subdivision shall reimburse the
1647 state not later than the close of the fiscal year following the year in
1648 which the request is made. If the school district fails to so reimburse
1649 the state, the Department of [Construction] Administrative Services
1650 may request the Department of Education to withhold such amount
1651 from the total sum which is paid from the State Treasury to such
1652 school district or the town in which it is located or, in the case of a
1653 regional school district, the towns which comprise the school district. If
1654 the amount paid from the State Treasury is less than the amount due,
1655 the [Department of Construction Services may refer the matter to the]
1656 Department of Administrative Services [for collection] shall collect
1657 such funds from the school district.

1658 (d) The Commissioner of [Construction] Administrative Services
1659 shall provide for a final audit of all project expenditures pursuant to
1660 this section and may require repayment of any ineligible expenditures,
1661 except that the Commissioner of [Construction] Administrative
1662 Services may waive any audit deficiencies found during a final audit of
1663 all project expenditures pursuant to this section if the Commissioner of
1664 Construction Services determines that granting such waiver is in the
1665 best interest of the state.

1666 Sec. 38. Section 10-292 of the 2012 supplement to the general statutes
1667 is repealed and the following is substituted in lieu thereof (*Effective July*
1668 *1, 2012*):

1669 (a) Upon receipt by the Commissioner of [Construction]
1670 Administrative Services of the final plans for any phase of a school
1671 building project as provided in section 10-291, said commissioner shall
1672 promptly review such plans and check them to the extent appropriate

1673 for the phase of development or construction for which final plans
1674 have been submitted to determine whether they conform with the
1675 requirements of the Fire Safety Code, the Department of Public Health,
1676 the life-cycle cost analysis approved by the Commissioner of
1677 [Construction] Administrative Services, the State Building Code and
1678 the state and federal standards for design and construction of public
1679 buildings to meet the needs of disabled persons, and if acceptable a
1680 final written approval of such phase shall be sent to the town or
1681 regional board of education and the school building committee. No
1682 phase of a school building project, subject to the provisions of
1683 subsection (c) or (d) of this section, shall go out for bidding purposes
1684 prior to such written approval.

1685 (b) Notwithstanding the provisions of subsection (a) of this section,
1686 a town or regional school district may submit final plans and
1687 specifications for oil tank replacement, roof replacement, asbestos
1688 abatement, code violation, energy conservation, network wiring
1689 projects or projects for which state assistance is not sought, to the local
1690 officials having jurisdiction over such matters for review and written
1691 approval. The total costs for an asbestos abatement, code violation,
1692 energy conservation, or network wiring project eligible for review and
1693 approval under this subsection shall not exceed one million dollars.
1694 Except for projects for which state assistance is not sought and projects
1695 for which the town or regional school district is using a state contract
1696 pursuant to subsection (d) of this section, no school building project
1697 described in this subsection shall go out for bidding purposes prior to
1698 the receipt and acceptance by the Department of [Construction]
1699 Administrative Services of such written approval.

1700 (c) On and after October 1, 1991, if the Commissioner of
1701 [Construction] Administrative Services does not complete his or her
1702 review pursuant to subsection (a) of this section, [within] not later than
1703 thirty days from the date of receipt of final plans for a school building
1704 project, a town or regional school district may submit such final plans
1705 to local officials having jurisdiction over such matters for review and

1706 written approval. In such case, the school district shall notify the
1707 commissioner of such action and no such school building project shall
1708 go out for bidding purposes prior to the receipt by the commissioner of
1709 such written approval, except for projects for which the town or
1710 regional school district is using a state contract pursuant to subsection
1711 (d) of this section. Local building officials and fire marshals may
1712 engage the services of a code consultant for purposes of the review
1713 pursuant to this subsection, provided the cost of such consultant shall
1714 be paid by the school district.

1715 (d) If the Department of Administrative Services [or the Department
1716 of Construction Services] makes a state contract available for use by
1717 towns or regional school districts, a town or regional school district
1718 may use such contract, provided the actual estimate for the school
1719 building project under the state contract is not given until receipt by
1720 the town or regional school district of approval of the plan pursuant to
1721 this section.

1722 Sec. 39. Subsection (a) of section 10a-72 of the 2012 supplement to
1723 the general statutes is repealed and the following is substituted in lieu
1724 thereof (*Effective July 1, 2012*):

1725 (a) Subject to state-wide policy and guidelines established by the
1726 Board of Regents for Higher Education, said board of trustees shall
1727 administer the regional community-technical colleges and plan for the
1728 expansion and development of the institutions within its jurisdiction.
1729 The Commissioner of Administrative Services on request of the board
1730 of trustees shall, in accordance with section 4b-30, negotiate and
1731 execute leases on such physical facilities as the board of trustees may
1732 deem necessary for proper operation of such institutions, and said
1733 board of trustees may expend capital funds therefor, if such leasing is
1734 required during the planning and construction phases of institutions
1735 within its jurisdiction for which such capital funds were authorized.
1736 The board of trustees may appoint and remove the chief executive
1737 officer of each institution within its jurisdiction. The board of trustees

1738 may employ the faculty and other personnel needed to operate and
1739 maintain the institutions within its jurisdiction. Within the limitation
1740 of appropriations, the board of trustees shall fix the compensation of
1741 such personnel, establish terms and conditions of employment and
1742 prescribe their duties and qualifications. Said board of trustees shall
1743 determine who constitutes its professional staff and establish
1744 compensation and classification schedules for its professional staff.
1745 Said board shall annually submit to the Commissioner of
1746 Administrative Services a list of the positions which it has included
1747 within the professional staff. The board shall establish a division of
1748 technical and technological education. The board of trustees shall
1749 confer such certificates and degrees as are appropriate to the curricula
1750 of community-technical colleges. The board of trustees shall prepare
1751 plans for the development of a regional community-technical college
1752 and submit the same to the [Commissioners] Commissioner of
1753 Administrative Services [and Construction Services] and request said
1754 [commissioners] commissioner to select the site for such college.
1755 Within the limits of the bonding authority therefor, the Commissioner
1756 of Administrative Services, subject to the provisions of section 4b-23, as
1757 amended by this act, may acquire such site and [the Commissioner of
1758 Construction Services may] construct such buildings as are consistent
1759 with the plan of development.

1760 Sec. 40. Subsection (h) of section 16-50j of the 2012 supplement to
1761 the general statutes is repealed and the following is substituted in lieu
1762 thereof (*Effective July 1, 2012*):

1763 (h) Prior to commencing any hearing pursuant to section 16-50m,
1764 the council shall consult with and solicit written comments from (1) the
1765 Department of Energy and Environmental Protection, the Department
1766 of Public Health, the Council on Environmental Quality, the
1767 Department of Agriculture, the Public Utilities Regulatory Authority,
1768 the Office of Policy and Management, the Department of Economic
1769 and Community Development and the Department of Transportation,
1770 and (2) in a hearing pursuant to section 16-50m, for a facility described

1771 in subdivision (3) of subsection (a) of section 16-50i, the Department of
1772 Emergency Services and Public Protection, [the Department of Public
1773 Safety,] the Department of Consumer Protection, the Department of
1774 [Public Works] Administrative Services and the Labor Department. In
1775 addition, the Department of Energy and Environmental Protection
1776 shall have the continuing responsibility to investigate and report to the
1777 council on all applications which prior to October 1, 1973, were within
1778 the jurisdiction of the Department of Environmental Protection with
1779 respect to the granting of a permit. Copies of such comments shall be
1780 made available to all parties prior to the commencement of the
1781 hearing. Subsequent to the commencement of the hearing, said
1782 departments and council may file additional written comments with
1783 the council within such period of time as the council designates. All
1784 such written comments shall be made part of the record provided by
1785 section 16-50o. Said departments and council shall not enter any
1786 contract or agreement with any party to the proceedings or hearings
1787 described in this section or section 16-50p, that requires said
1788 departments or council to withhold or retract comments, refrain from
1789 participating in or withdraw from said proceedings or hearings.

1790 Sec. 41. Section 16-50jj of the 2012 supplement to the general statutes
1791 is repealed and the following is substituted in lieu thereof (*Effective July*
1792 *1, 2012*):

1793 At least once during the period of construction of an electric
1794 generating facility in this state, the Connecticut Siting Council, the
1795 Departments of [Construction] Administrative Services, Emergency
1796 Services and Public Protection [,] and Consumer Protection, [and
1797 Public Works,] and the Labor Department shall conduct a meeting to
1798 discuss and develop proposed resolutions for any known or potential
1799 safety issue at such facility. The council and said departments shall
1800 submit any such proposed resolutions to the special inspector
1801 provided for such facility, as required pursuant to section 16-50ii.

1802 Sec. 42. Subsection (b) of section 22a-354i of the 2012 supplement to

1803 the general statutes is repealed and the following is substituted in lieu
1804 thereof (*Effective July 1, 2012*):

1805 (b) In adopting such regulations, the commissioner shall consider
1806 the guidelines for aquifer protection areas recommended in the report
1807 prepared pursuant to special act 87-63, as amended, and shall avoid
1808 duplication and inconsistency with other state or federal laws and
1809 regulations affecting aquifers. The regulations shall be developed in
1810 consultation with an advisory committee appointed by the
1811 commissioner. The advisory committee shall include the
1812 Commissioners of [Construction] Administrative Services and Public
1813 Health, or their designees, members of the public, and representatives
1814 of businesses affected by the regulations, agriculture, environmental
1815 groups, municipal officers and water companies.

1816 Sec. 43. Section 29-201 of the general statutes is repealed and the
1817 following is substituted in lieu thereof (*Effective July 1, 2012*):

1818 As used in this chapter, unless the context clearly indicates
1819 otherwise:

1820 [(a)] (1) "Passenger tramway" means a device used to transport
1821 passengers in cars on tracks or suspended in the air, or uphill on skis,
1822 by the use of steel cables, chains or belts or by ropes, and usually
1823 supported by trestles or towers with one or more spans, but shall not
1824 include any such device not available for public use and not subject to
1825 a fee for use of same. The term "passenger tramway" [shall include]
1826 includes the following: [(1)] (A) Two-car aerial passenger tramways,
1827 which are devices used to transport passengers in two open or
1828 enclosed cars attached to, and suspended from, a moving wire rope, or
1829 attached to a moving wire rope and supported on a standing wire
1830 rope, or similar devices; [(2)] (B) multicar aerial passenger tramways,
1831 which are devices used to transport passengers in several open or
1832 enclosed cars attached to, and suspended from, a moving wire rope, or
1833 attached to a moving wire rope and supported on a standing wire
1834 rope, or similar devices; [(3)] (C) skimobiles, which are devices in

1835 which a passenger car running on steel or wooden tracks is attached to
1836 and pulled by a steel cable, or similar devices; [(4)] (D) chair lifts,
1837 which are devices which carry passengers on chairs suspended in the
1838 air and attached to a moving cable, chain or link belt supported by
1839 trestles or towers with one or more spans, or similar devices; [(5)] (E) J
1840 bars, T bars, platter pulls and similar types of devices, which are
1841 means of transportation that pull skiers riding on skis by means of an
1842 attachment to a main overhead cable supported by trestles or towers
1843 with one or more spans; [(6)] and (F) rope tows, which are devices that
1844 pull the skiers riding on skis as the skier grasps the rope manually, or
1845 similar devices.

1846 [(b)] (2) "Operator" means a person who owns or controls the
1847 operation of a passenger tramway or ski area. An operator of a
1848 passenger tramway shall be deemed not to be operating a common
1849 carrier.

1850 [(c)] (3) "Department" means the Department of [Construction]
1851 Administrative Services.

1852 [(d)] (4) "Commissioner" means the Commissioner of [Construction]
1853 Administrative Services.

1854 [(e)] (5) "Skier" [shall include] includes the following: [(1)] (A) A
1855 person utilizing the ski area under control of the operator for the
1856 purpose of skiing, whether or not he or she is utilizing a passenger
1857 tramway; and [(2)] (B) a person utilizing the passenger tramway
1858 whether or not [that] such person is a skier, including riders on a
1859 passenger tramway operating during the nonskiing season.

1860 Sec. 44. Section 29-312 of the 2012 supplement to the general statutes
1861 is repealed and the following is substituted in lieu thereof (*Effective July*
1862 *1, 2012*):

1863 The Commissioner of [Construction] Administrative Services may
1864 appoint a Deputy State Fire Marshal who shall be subject to the

1865 supervision and direction of the Commissioner of [Construction]
1866 Administrative Services and be vested with all the powers conferred
1867 upon [said commissioner] the State Fire Marshal by section 29-310.

1868 Sec. 45. Section 29-315a of the 2012 supplement to the general
1869 statutes is repealed and the following is substituted in lieu thereof
1870 (*Effective July 1, 2012*):

1871 On or before July 1, 2005, each chronic and convalescent nursing
1872 home or rest home with nursing supervision licensed pursuant to
1873 chapter 368v shall submit a plan for employee fire safety training and
1874 education to the Departments of Public Health and [Construction]
1875 Administrative Services and the Labor Department. Such plan shall, at
1876 a minimum, comply with standards adopted by the federal
1877 Occupational Safety and Health Administration, including, but not
1878 limited to, standards listed in 29 CFR 1910.38, 1910.39 and 1910.157, as
1879 adopted pursuant to chapter 571, or 29 USC Section 651 et seq., as
1880 appropriate. The commissioners shall review each such plan and may
1881 make recommendations they deem necessary. Once approved or
1882 revised, such plan shall not be required to be resubmitted until further
1883 revised or there is a change of ownership of the nursing or rest home.

1884 Sec. 46. Section 29-233 of the general statutes is repealed and the
1885 following is substituted in lieu thereof (*Effective July 1, 2012*):

1886 The Department of Administrative Services [may call upon the
1887 Commissioner of Construction Services to assist in formulating] shall
1888 formulate the examination requirements and the examination
1889 questions for candidates for the positions of boiler inspectors within
1890 the Department of [Construction] Administrative Services. The
1891 [Commissioner of Construction Services] commissioner shall issue a
1892 commission as boiler inspector to any person employed as boiler
1893 inspector who has been in the Department of [Construction]
1894 Administrative Services after being appointed in accordance with the
1895 provisions of chapter 67 or certified as competent as a result of such
1896 examination.

1897 Sec. 47. Subsection (c) of section 31-57c of the 2012 supplement to
1898 the general statutes is repealed and the following is substituted in lieu
1899 thereof (*Effective July 1, 2012*):

1900 (c) The Commissioner of [Construction] Administrative Services
1901 may disqualify any contractor, for up to two years, from bidding on,
1902 applying for, or participating as a subcontractor under, contracts with
1903 the state, acting through any of its departments, commissions or other
1904 agencies, except [the Department of Administrative Services,] the
1905 Department of Transportation and the constituent units of the state
1906 system of higher education, for one or more causes set forth under
1907 subsection (d) of this section. The commissioner may initiate a
1908 disqualification proceeding only after consulting with the contract
1909 awarding agency, if any, and the Attorney General and shall provide
1910 notice and an opportunity for a hearing to the contractor who is the
1911 subject of the proceeding. The hearing shall be conducted in
1912 accordance with the contested case procedures set forth in chapter 54.
1913 The commissioner shall issue a written decision within ninety days of
1914 the last date of such hearing and state in the decision the reasons for
1915 the action taken and, if the contractor is being disqualified, the period
1916 of such disqualification. The existence of a cause for disqualification
1917 shall not be the sole factor to be considered in determining whether the
1918 contractor shall be disqualified. In determining whether to disqualify a
1919 contractor, the commissioner shall consider the seriousness of the
1920 contractor's acts or omissions and any mitigating factors. The
1921 commissioner shall send the decision to the contractor by certified
1922 mail, return receipt requested. The written decision shall be a final
1923 decision for the purposes of sections 4-180 and 4-183.

1924 Sec. 48. Section 31-390 of the 2012 supplement to the general statutes
1925 is repealed and the following is substituted in lieu thereof (*Effective July*
1926 *1, 2012*):

1927 (a) The Labor Commissioner, [and the Commissioners] the
1928 Commissioner of Economic and Community Development and

1929 [Construction] the Commissioner of Administrative Services shall have
1930 the right of inspection of any such project at any time.

1931 (b) The Labor Commissioner, [and the Commissioners] the
1932 Commissioner of Economic and Community Development, [and
1933 Construction] the Commissioner of Administrative Services and the
1934 Secretary of the Office of Policy and Management are authorized to
1935 make orders, establish guidelines and adopt regulations under the
1936 provisions of chapter 54 with respect to the implementation of this
1937 chapter.

1938 (c) At the request of the commissioners, any agency or department
1939 of the executive branch shall advise and assist the commissioners in
1940 the implementation of this chapter.

1941 Sec. 49. Section 22a-233a of the general statutes is repealed and the
1942 following is substituted in lieu thereof (*Effective July 1, 2012*):

1943 Notwithstanding any other provision of the general statutes, any
1944 cost of testing a resources recovery facility or any other activity eligible
1945 for payment shall be paid [from the General Fund and shall not be
1946 paid] by the owner of the facility, [provided such owner shall pay]
1947 including any cost associated with: (1) Continuous meteorological and
1948 emissions monitoring of the facility required pursuant to section 22a-
1949 193 including the proportionate share, as determined by the
1950 Commissioner of Energy and Environmental Protection, of the
1951 telemetry costs incurred by the Department of Energy and
1952 Environmental Protection, (2) testing conducted as part of a
1953 performance test required as a condition for the approval by the
1954 commissioner of any initial permit to operate including, but not
1955 limited to, stack testing of dioxin and furan emissions and residue
1956 testing, but not including ambient air and ambient environmental
1957 monitoring for dioxin, (3) testing conducted as part of a performance
1958 test in conjunction with any modification of a facility which requires
1959 the approval of the commissioner of a new or amended construction or
1960 operating permit, and (4) special testing necessary to demonstrate

1961 compliance with any permit issued for the facility if the commissioner
1962 has reason to believe that the facility does not comply with such
1963 permit.

1964 Sec. 50. Subsection (a) of section 12-170d of the general statutes is
1965 repealed and the following is substituted in lieu thereof (*Effective July*
1966 *1, 2012*):

1967 (a) Beginning with the calendar year 1973 and for each calendar
1968 year thereafter any renter of real property, or of a mobile
1969 manufactured home, as defined in section 12-63a, which he occupies as
1970 his home, who meets the qualifications set forth in this section, shall be
1971 entitled to receive in the following year in the form of direct payment
1972 from the state, a grant in refund of utility and rent bills actually paid
1973 by or for him on such real property or mobile manufactured home to
1974 the extent set forth in section 12-170e, as amended by this act. Such
1975 grant by the state shall be made upon receipt by the state of a
1976 certificate of grant with a copy of the application therefor attached, as
1977 provided in section 12-170f, as amended by this act, provided such
1978 application shall be made within one year from the close of the
1979 calendar year for which the grant is requested. If the rental quarters are
1980 occupied by more than one person, it shall be assumed for the
1981 purposes of this section and sections 12-170e, as amended by this act,
1982 and 12-170f, as amended by this act, that each of such persons pays his
1983 proportionate share of the rental and utility expenses levied thereon
1984 and grants shall be calculated on that portion of utility and rent bills
1985 paid that are applicable to the person making application for grant
1986 under said sections. For purposes of this section and said sections
1987 12-170e and 12-170f a husband and wife shall constitute one tenant,
1988 and a resident of cooperative housing shall be a renter. To qualify for
1989 such payment by the state, the renter shall meet qualification
1990 requirements in accordance with each of the following subdivisions:
1991 (1) (A) At the close of the calendar year for which a grant is claimed be
1992 sixty-five years of age or over, or his spouse who is residing with him
1993 shall be sixty-five years of age or over, at the close of such year, or be

1994 fifty years of age or over and the surviving spouse of a renter who at
1995 the time of his death had qualified and was entitled to tax relief under
1996 this chapter, provided such spouse was domiciled with such renter at
1997 the time of his death or (B) at the close of the calendar year for which a
1998 grant is claimed be under age sixty-five and eligible in accordance with
1999 applicable federal regulations, to receive permanent total disability
2000 benefits under Social Security, or if he has not been engaged in
2001 employment covered by Social Security and accordingly has not
2002 qualified for benefits thereunder but has become qualified for
2003 permanent total disability benefits under any federal, state or local
2004 government retirement or disability plan, including the Railroad
2005 Retirement Act and any government-related teacher's retirement plan,
2006 determined by the [Secretary of the Office of Policy and Management]
2007 Commissioner of Economic and Community Development to contain
2008 requirements in respect to qualification for such permanent total
2009 disability benefits which are comparable to such requirements under
2010 Social Security; (2) shall reside within this state and shall have resided
2011 within this state for at least one year or his spouse who is domiciled
2012 with him shall have resided within this state for at least one year and
2013 shall reside within this state at the time of filing the claim and shall
2014 have resided within this state for the period for which claim is made;
2015 (3) shall have taxable and nontaxable income, the total of which shall
2016 hereinafter be called "qualifying income", during the calendar year
2017 preceding the filing of his claim in an amount of not more than twenty
2018 thousand dollars, jointly with spouse, if married, and not more than
2019 sixteen thousand two hundred dollars if unmarried, provided such
2020 maximum amounts of qualifying income shall be subject to adjustment
2021 in accordance with subdivision (2) of subsection (a) of section 12-170e,
2022 as amended by this act, and provided the amount of any Medicaid
2023 payments made on behalf of the renter or the spouse of the renter shall
2024 not constitute income; and (4) shall not have received financial aid or
2025 subsidy from federal, state, county or municipal funds, excluding
2026 Social Security receipts, emergency energy assistance under any state
2027 program, emergency energy assistance under any federal program,

2028 emergency energy assistance under any local program, payments
 2029 received under the federal Supplemental Security Income Program,
 2030 payments derived from previous employment, veterans and veterans
 2031 disability benefits and subsidized housing accommodations, during
 2032 the calendar year for which a grant is claimed, for payment, directly or
 2033 indirectly, of rent, electricity, gas, water and fuel applicable to the
 2034 rented residence. Notwithstanding the provisions of subdivision (4) of
 2035 this subsection, a renter who receives cash assistance from the
 2036 Department of Social Services in the calendar year prior to that in
 2037 which such renter files an application for a grant may be entitled to
 2038 receive such grant provided the amount of the cash assistance received
 2039 shall be deducted from the amount of such grant and the difference
 2040 between the amount of the cash assistance and the amount of the grant
 2041 is equal to or greater than ten dollars. Funds attributable to such
 2042 reductions shall be transferred annually from the appropriation to the
 2043 [Office of Policy and Management] Department of Economic and
 2044 Community Development, for tax relief for elderly renters, to the
 2045 Department of Social Services, to the appropriate accounts, following
 2046 the issuance of such grants. Notwithstanding the provisions of
 2047 subsection (b) of section 12-170aa, the owner of a mobile manufactured
 2048 home may elect to receive benefits under section 12-170e, as amended
 2049 by this act, in lieu of benefits under said section 12-170aa.

2050 Sec. 51. Subsection (a) of section 12-170e of the general statutes is
 2051 repealed and the following is substituted in lieu thereof (*Effective July*
 2052 *1, 2012*):

2053 (a) (1) A renter qualifying under section 12-170d, as amended by
 2054 this act, shall be entitled to a payment from the state equivalent to the
 2055 lesser of the maximum amount in the following table or thirty-five per
 2056 cent of the sum of all charges for rents, electricity, gas, water and fuel
 2057 actually paid during the preceding calendar year less five per cent of
 2058 the qualifying income received during the preceding calendar year.

T1	Qualifying Income	Grant
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T2	Married			
T3	Over	Not Exceeding	Maximum	Minimum
T4	\$ 0	\$ 8,100	\$ 900	\$ 400
T5	8,100	10,800	700	300
T6	10,800	13,500	500	200
T7	13,500	16,200	250	100
T8	16,200	20,000	150	50
T9	20,000		None	None
T10	Qualifying Income		Grant	
T11	Unmarried			
T12	Over	Not Exceeding	Maximum	Minimum
T13	\$ 0	\$ 8,100	\$ 700	\$ 300
T14	8,100	10,800	500	200
T15	10,800	13,500	250	100
T16	13,500	16,200	150	50
T17	16,200		None	None

2059 (2) The amounts of income at each level of qualifying income, as
2060 provided in the table in subdivision (1) of this subsection, shall be
2061 adjusted annually in a uniform manner to reflect the annual inflation
2062 adjustment in Social Security income. Each such adjustment of
2063 qualifying income shall be determined to the nearest one hundred
2064 dollars and shall be applicable in determining the amount of grant
2065 allowed under this subsection with respect to charges for rents,
2066 electricity, gas, water and fuel actually paid during the preceding
2067 calendar year. Each such adjustment of qualifying income shall be
2068 prepared by the [Secretary of the Office of Policy and Management]
2069 Commissioner of Economic and Community Development in relation
2070 to the annual inflation adjustment in Social Security, if any, becoming
2071 effective at any time during the twelve-month period immediately
2072 preceding the first day of October each year and shall be distributed to
2073 the assessors in each municipality not later than the thirty-first day of

2074 December next following.

2075 Sec. 52. Subsection (a) of section 12-170f of the general statutes is
2076 repealed and the following is substituted in lieu thereof (*Effective July*
2077 *1, 2012*):

2078 (a) Any renter, believing himself or herself to be entitled to a grant
2079 under section 12-170d, as amended by this act, for any calendar year,
2080 shall make application for such grant to the assessor of the
2081 municipality in which the renter resides or to the duly authorized
2082 agent of such assessor or municipality on or after May fifteenth and
2083 not later than September fifteenth of each year with respect to such
2084 grant for the calendar year preceding each such year, on a form
2085 prescribed and furnished by the [Secretary of the Office of Policy and
2086 Management] Commissioner of Economic and Community
2087 Development to the assessor. A renter may make application to [the
2088 secretary] said commissioner prior to December fifteenth of the claim
2089 year for an extension of the application period. [The secretary] Said
2090 commissioner may grant such extension in the case of extenuating
2091 circumstance due to illness or incapacitation as evidenced by a
2092 physician's certificate to that extent, or if [the secretary] said
2093 commissioner determines there is good cause for doing so. A renter
2094 making such application shall present to such assessor or agent, in
2095 substantiation of the renter's application, a copy of the renter's federal
2096 income tax return, and if not required to file a federal income tax
2097 return, such other evidence of qualifying income, receipts for money
2098 received, or cancelled checks, or copies thereof, and any other evidence
2099 the assessor or such agent may require. When the assessor or agent is
2100 satisfied that the applying renter is entitled to a grant, such assessor or
2101 agent shall issue a certificate of grant, in triplicate, in such form as [the
2102 secretary] said commissioner may prescribe and supply showing the
2103 amount of the grant due. The assessor or agent shall forward the
2104 original copy and attached application to [the secretary] said
2105 commissioner not later than the last day of the month following the
2106 month in which the renter has made application. On or after December

1, 1989, any municipality which neglects to transmit to [the secretary] said commissioner the claim and supporting applications as required by this section shall forfeit two hundred fifty dollars to the state, provided said [secretary] commissioner may waive such forfeiture in accordance with procedures and standards adopted by regulation in accordance with chapter 54. A duplicate of such certificate with a copy of the application attached shall be delivered to the renter and the assessor or agent shall keep the third copy of such certificate and a copy of the application. After [the secretary's] said commissioner's review of each claim [, pursuant to section 12-120b,] and verification of the amount of the grant [the secretary] said commissioner shall, not later than September thirtieth of each year prepare a list of certificates approved for payment, and shall thereafter supplement such list monthly. Such list and any supplements thereto shall be approved for payment by [the secretary] said commissioner and shall be forwarded by [the secretary] said commissioner to the Comptroller, not later than ninety days after receipt of such applications and certificates of grant from the assessor or agent, and the Comptroller shall draw an order on the Treasurer, not later than fifteen days following, in favor of each person on such list and on supplements to such list in the amount of such person's claim and the Treasurer shall pay such amount to such person, not later than fifteen days following. Any claimant aggrieved by the results of [the secretary's] said commissioner's review [shall have the rights of appeal as set forth in section 12-120b] may request that the decision be reviewed and reconsidered by the commissioner. Thereafter, any such case shall be decided as a contested case in accordance with chapter 54. Applications filed under this section shall not be open for public inspection. Any person who, for the purpose of obtaining a grant under section 12-170d, as amended by this act, wilfully fails to disclose all matters related thereto or with intent to defraud makes false statement shall be fined not more than five hundred dollars.

Sec. 53. Section 12-170g of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2012*):

2141 Any person aggrieved by the action of the assessor or agent in fixing
2142 the amount of the grant under section 12-170f, as amended by this act,
2143 or in disapproving the claim therefor may apply to the [Secretary of
2144 the Office of Policy and Management] Commissioner of Economic and
2145 Community Development in writing, within thirty business days from
2146 the date of notice given to such person by the assessor or agent, giving
2147 notice of such grievance. [The secretary] Said commissioner shall
2148 promptly consider such notice and may grant or deny the relief
2149 requested, provided such decision shall be made not later than thirty
2150 business days after the receipt of such notice. If the relief is denied, the
2151 applicant shall be notified forthwith, and the applicant may [appeal
2152 the decision of the secretary in accordance with the provisions of
2153 section 12-120b] request that the decision be reviewed and
2154 reconsidered by the commissioner. Thereafter any such case shall be
2155 decided as a contested case in accordance with chapter 54.

2156 Sec. 54. Section 17b-800 of the general statutes is repealed and the
2157 following is substituted in lieu thereof (*Effective July 1, 2012*):

2158 (a) The Commissioner of [Social Services] Economic and
2159 Community Development may, upon application of any public or
2160 private organization or agency, make grants, within available
2161 appropriations, to develop and maintain programs for homeless
2162 individuals including programs for emergency shelter services,
2163 transitional housing services, on-site social services for available
2164 permanent housing and for the prevention of homelessness.

2165 (b) Each shelter receiving a grant pursuant to this section (1) shall
2166 provide decent, safe and sanitary shelter for residents of the shelter; (2)
2167 shall not suspend or expel a resident without good cause; (3) shall, in
2168 the case of a resident who is listed on the registry of sexual offenders
2169 maintained pursuant to chapter 969, provide verification of such
2170 person's residence at the shelter to a law enforcement officer upon the
2171 request of such officer; and (4) shall provide a grievance procedure by
2172 which residents can obtain review of grievances, including grievances

2173 concerning suspension or expulsion from the shelter. No shelter
2174 serving homeless families may admit a person who is listed on the
2175 registry of sexual offenders maintained pursuant to chapter 969. The
2176 Commissioner of [Social Services] Economic and Community
2177 Development shall adopt regulations, in accordance with the
2178 provisions of chapter 54, establishing (A) minimum standards for
2179 shelter grievance procedures and rules concerning the suspension and
2180 expulsion of shelter residents and (B) standards for the review and
2181 approval of the operating policies of shelters receiving a grant under
2182 this section. Shelter operating policies shall establish a procedure for
2183 the release of information concerning a resident who is listed on the
2184 registry of sexual offenders maintained pursuant to chapter 969 to a
2185 law enforcement officer in accordance with this subsection.

2186 Sec. 55. Section 17b-802 of the 2012 supplement to the general
2187 statutes is repealed and the following is substituted in lieu thereof
2188 (*Effective July 1, 2012*):

2189 (a) The Commissioner of [Social Services] Economic and
2190 Community Development shall establish, within available
2191 appropriations, and administer a security deposit guarantee program
2192 for persons who (1) (A) are recipients of temporary family assistance,
2193 aid under the state supplement program, or state-administered general
2194 assistance, or (B) have a documented showing of financial need, and
2195 (2) (A) are residing in emergency shelters or other emergency housing,
2196 cannot remain in permanent housing due to any reason specified in
2197 subsection (a) of section 17b-808, as amended by this act, or are served
2198 a writ, summons and complaint in a summary process action instituted
2199 pursuant to chapter 832, or (B) have a rental assistance program or
2200 federal Section 8 certificate or voucher. Under such program, the
2201 Commissioner of [Social Services] Economic and Community
2202 Development may provide security deposit guarantees for use by such
2203 persons in lieu of a security deposit on a rental dwelling unit. Eligible
2204 persons may receive a security deposit guarantee in an amount not to
2205 exceed the equivalent of two months' rent on such rental unit. No

2206 person may apply for and receive a security deposit guarantee more
2207 than once in any eighteen-month period without the express
2208 authorization of the Commissioner of [Social Services] Economic and
2209 Community Development, except as provided in subsection (b) of this
2210 section. The Commissioner of [Social Services] Economic and
2211 Community Development may deny eligibility for the security deposit
2212 guarantee program to an applicant for whom the commissioner has
2213 paid two claims by landlords. The Commissioner of [Social Services]
2214 Economic and Community Development may establish priorities for
2215 providing security deposit guarantees to eligible persons described in
2216 subparagraphs (A) and (B) of subdivision (2) of this subsection in order
2217 to administer the program within available appropriations.

2218 (b) In the case of any person who qualifies for a guarantee, the
2219 Commissioner of [Social Services] Economic and Community
2220 Development, or any emergency shelter under contract with the
2221 Department of [Social Services] Economic and Community
2222 Development to assist in the administration of the security deposit
2223 guarantee program established pursuant to subsection (a) of this
2224 section, may execute a written agreement to pay the landlord for any
2225 damages suffered by the landlord due to the tenant's failure to comply
2226 with such tenant's obligations as defined in section 47a-21, provided
2227 the amount of any such payment shall not exceed the amount of the
2228 requested security deposit. Notwithstanding the provisions of
2229 subsection (a) of this section, if a person who has previously received a
2230 grant for a security deposit or a security deposit guarantee becomes
2231 eligible for a subsequent security deposit guarantee within eighteen
2232 months after a claim has been paid on a prior security deposit
2233 guarantee, such person may receive a security deposit guarantee. The
2234 amount of the subsequent security deposit guarantee for which such
2235 person would otherwise have been eligible shall be reduced by (1) any
2236 amount of a previous grant which has not been returned to the
2237 department pursuant to section 47a-21, or (2) the amount of any
2238 payment made to the landlord for damages pursuant to this
2239 subsection.

2240 (c) Any payment made pursuant to this section to any person
2241 receiving temporary family assistance, aid under the state supplement
2242 program or state-administered general assistance shall not be deducted
2243 from the amount of assistance to which the recipient would otherwise
2244 be entitled.

2245 (d) On and after July 1, 2000, no special need or special benefit
2246 payments shall be made by the commissioner for security deposits
2247 from the temporary family assistance, state supplement, or state-
2248 administered general assistance programs.

2249 (e) The Commissioner of [Social Services] Economic and
2250 Community Development may, within available appropriations, on a
2251 case-by-case basis, provide a security deposit grant to a person eligible
2252 for the security deposit guarantee program established under
2253 subsection (a) of this section, in an amount not to exceed the equivalent
2254 of one month's rent on such rental unit provided the commissioner
2255 determines that emergency circumstances exist which threaten the
2256 health, safety or welfare of a child who resides with such person. Such
2257 person shall not be eligible for more than one such grant without the
2258 authorization of said commissioner. Nothing in this section shall
2259 preclude the approval of such one-month security deposit grant in
2260 conjunction with a one-month security deposit guarantee.

2261 (f) [The Commissioner of Social Services may provide a security
2262 deposit grant to a person receiving such grant through any emergency
2263 shelter under an existing contract with the Department of Social
2264 Services to assist in the administration of the security deposit program,
2265 but in no event shall a payment be authorized after October 1, 2000.]
2266 Nothing in this section shall preclude the commissioner from entering
2267 into a contract with one or more emergency shelters for the purpose of
2268 issuing security deposit guarantees.

2269 (g) A landlord may submit a claim for damages not later than forty-
2270 five days after the date of termination of the tenancy. Payment shall be
2271 made only for a claim that includes receipts for repairs made. No claim

2272 shall be paid for an apartment from which a tenant vacated because
2273 substandard conditions made the apartment uninhabitable, as
2274 determined by a local, state or federal regulatory agency.

2275 (h) Any person with income exceeding one hundred fifty per cent of
2276 the federal poverty level, who is found eligible to receive a security
2277 deposit guarantee under this section and for whom the commissioner
2278 has paid a claim by a landlord, shall contribute five per cent of one
2279 month's rent to the payment of the security deposit. The commissioner
2280 may waive such payment for good cause.

2281 (i) The Commissioner of [Social Services] Economic and Community
2282 Development shall adopt regulations, in accordance with the
2283 provisions of chapter 54, to administer the program established
2284 pursuant to this section and to set eligibility criteria for the program,
2285 but may implement the program while in the process of adopting such
2286 regulations provided notice of intent to adopt the regulations is
2287 published in the Connecticut Law Journal within twenty days after
2288 implementation.

2289 Sec. 56. Section 17b-803 of the general statutes is repealed and the
2290 following is substituted in lieu thereof (*Effective July 1, 2012*):

2291 (a) The state, acting by and in the discretion of the Commissioner of
2292 [Social Services] Economic and Community Development, may enter
2293 into a contract with a nonprofit corporation, as defined in section 8-39,
2294 to provide financial assistance in the form of a state grant-in-aid to
2295 such corporation for the purpose of providing housing for homeless
2296 persons suffering from acquired immune deficiency syndrome or
2297 AIDS-related complex. Such financial assistance may be applied
2298 toward the cost of: (1) Planning for the development of such housing;
2299 (2) acquiring property to be used for such housing; and (3) repairing,
2300 rehabilitating or constructing such housing.

2301 (b) The Commissioner of [Social Services] Economic and
2302 Community Development, in consultation with the Commissioner of

2303 Public Health, shall adopt regulations in accordance with the
2304 provisions of chapter 54 to carry out the purposes of this section.

2305 (c) For the purposes described in subdivisions (1), (2) and (3) of
2306 subsection (a) of this section, the State Bond Commission shall have
2307 the power, from time to time, to authorize the issuance of bonds of the
2308 state in one or more series and in principal amounts not exceeding in
2309 the aggregate seven million five hundred eleven thousand two
2310 hundred eighty dollars.

2311 (d) The proceeds of the sale of said bonds, to the extent of the
2312 amount stated in subsection (c) of this section shall be used by the
2313 Commissioner of [Social Services] Economic and Community
2314 Development for the purposes of subdivisions (1), (2) and (3) of
2315 subsection (a) of this section.

2316 (e) All provisions of section 3-20, or the exercise of any right or
2317 power granted thereby which are not inconsistent with the provisions
2318 of this section, are hereby adopted and shall apply to all bonds
2319 authorized by the State Bond Commission pursuant to said sections,
2320 and temporary notes in anticipation of the money to be derived from
2321 the sale of any such bonds so authorized may be issued in accordance
2322 with said section 3-20 and from time to time renewed. Such bonds
2323 shall mature at such time or times not exceeding twenty years from
2324 their respective dates as may be provided in or pursuant to the
2325 resolution or resolutions of the State Bond Commission authorizing
2326 such bonds. None of said bonds shall be authorized except upon a
2327 finding by the State Bond Commission that there has been filed with it
2328 a request for such authorization, which is signed by or on behalf of the
2329 Secretary of the Office of Policy and Management and states such
2330 terms and conditions as said commission, in its discretion, may
2331 require. Said bonds shall be general obligations of the state and the full
2332 faith and credit of the state of Connecticut are pledged for the payment
2333 of the principal of and interest on said bonds, as the same become due,
2334 and accordingly and as part of the contract of the state with the holders

2335 of said bonds, appropriation of all amounts necessary for punctual
2336 payment of such principal and interest is hereby made, and the
2337 Treasurer shall pay such principal and interest as the same become
2338 due.

2339 Sec. 57. Subsection (a) of section 17b-804 of the general statutes is
2340 repealed and the following is substituted in lieu thereof (*Effective July*
2341 *1, 2012*):

2342 (a) The Commissioner of [Social Services] Economic and
2343 Community Development shall establish and administer a rent bank
2344 program of grants to ensure housing for families whose income does
2345 not exceed sixty per cent of the median income in the state, including
2346 those receiving temporary family assistance, who are either at risk of
2347 becoming homeless or in imminent danger of eviction or foreclosure.

2348 Sec. 58. Section 17b-805 of the general statutes is repealed and the
2349 following is substituted in lieu thereof (*Effective July 1, 2012*):

2350 (a) The Commissioner of [Social Services] Economic and
2351 Community Development shall establish and administer an
2352 assessment and mediation program for families at risk of becoming
2353 homeless or in imminent danger of eviction or foreclosure whose
2354 income does not exceed sixty per cent of the median income in the
2355 state.

2356 (b) After evaluation of the causes of the risk of becoming homeless
2357 or the imminent danger of eviction or foreclosure and after attempting
2358 mediation, the commissioner shall assist eligible participants with
2359 application to appropriate resources.

2360 (c) No family shall be eligible for grants under the rent bank
2361 program established under section 17b-804, as amended by this act,
2362 without prior referral to the assessment and mediation program.

2363 (d) The commissioner may enter into regional contracts with local or
2364 regional nonprofit corporations or social service organizations having

2365 expertise in landlord-tenant mediation to implement the program
2366 established under this section.

2367 (e) The Commissioner of [Social Services] Economic and
2368 Community Development may adopt regulations in accordance with
2369 chapter 54 to carry out the purposes of this section.

2370 Sec. 59. Section 17b-806 of the general statutes is repealed and the
2371 following is substituted in lieu thereof (*Effective July 1, 2012*):

2372 (a) The Commissioner of [Social Services] Economic and
2373 Community Development shall establish and administer a
2374 homefinders program, which includes participation by housing
2375 authorities, to assist families including recipients of temporary family
2376 assistance who are homeless or in imminent danger of eviction or
2377 foreclosure. The commissioner shall administer the program within
2378 available appropriations.

2379 (b) The Commissioner of [Social Services] Economic and
2380 Community Development may adopt regulations in accordance with
2381 chapter 54 to carry out the purposes of this section.

2382 Sec. 60. Section 17b-808 of the general statutes is repealed and the
2383 following is substituted in lieu thereof (*Effective July 1, 2012*):

2384 (a) The Commissioner of [Social Services] Economic and
2385 Community Development shall provide a special needs benefit for
2386 emergency housing to any recipient of payments under the temporary
2387 family assistance program and the optional state supplementation
2388 program who cannot remain in permanent housing because (1) a
2389 judgment has been entered against the recipient in a summary process
2390 action instituted pursuant to chapter 832, provided the action was not
2391 based on criminal activity, or a judgment has been entered against the
2392 recipient in a foreclosure action pursuant to chapter 846; (2) the
2393 recipient has left to escape domestic violence; (3) a catastrophic event,
2394 such as a fire or flood, has made the permanent housing uninhabitable

2395 or the recipient has been ordered to vacate the housing by a local code
2396 enforcement official; (4) the recipient shares an apartment with a
2397 primary tenant who is being evicted or is engaged in criminal activity;
2398 (5) the recipient was illegally locked out by a landlord and has filed a
2399 police complaint concerning such lockout; (6) the recipient has been
2400 living with a tenant who received a preliminary notice under section
2401 47a-15 or a notice to quit because of termination of a rental agreement
2402 for lapse of time; or (7) the family has relocated because a child in the
2403 family has been found to have a level of lead in the blood equal to or
2404 greater than twenty micrograms per deciliter of blood or any other
2405 abnormal body burden of lead and the local director of health has
2406 determined, after an epidemiological investigation pursuant to section
2407 19a-111, that the source of the lead poisoning was the residential unit
2408 in which the family resided. A person shall be eligible for the benefit
2409 under this section provided application is made to the commissioner
2410 within forty-five days of the loss of permanent housing by the
2411 recipient. On and after September 4, 1991, the benefit shall be limited
2412 to not more than one occurrence per calendar year and not more than
2413 sixty days per occurrence, except that any family receiving the benefit
2414 under this section pursuant to subdivision (7) with a child undergoing
2415 chelation treatment may receive the benefit for more than one
2416 occurrence provided the total number of days the benefit is received by
2417 the family for all occurrences is not more than eighty days in any
2418 calendar year. Any person receiving a benefit under this section shall
2419 agree to reside in [any] housing [which] that was constructed,
2420 renovated or rehabilitated with state or federal financial assistance, [.
2421 Notwithstanding the provisions of this section,] except that any family
2422 receiving the benefit under this section pursuant to subdivision (7)
2423 shall not be required to reside in any housing in which the paint
2424 contains a toxic level of lead as defined by the Commissioner of Public
2425 Health in regulations adopted pursuant to section 19a-111. Under the
2426 temporary family assistance program, any person not eligible for the
2427 benefit under this section shall be referred to the Department of [Social
2428 Services'] Economic and Community Development's program for

2429 emergency shelter services.

2430 (b) The Commissioner of [Social Services] Economic and
2431 Community Development shall provide for the direct vendor payment
2432 of the rent of any recipient of payments under the temporary family
2433 assistance program and the optional state supplementation program
2434 for whom he has made a finding of mismanagement and who resides
2435 in housing where the total rent, or the recipient's share of the total rent,
2436 does not exceed thirty per cent of the payment standard, adjusted for
2437 region and family size under such program. Any finding of
2438 mismanagement by the commissioner shall be in accordance with
2439 federal law and regulations concerning mismanagement of funds,
2440 except that the commissioner may permit a recipient for whom vendor
2441 rent payments would terminate to request an extension of vendor rent
2442 payments. Such voluntary vendor rent payments shall be discontinued
2443 upon request of the recipient. If there is a rental arrearage at the time
2444 vendor rent payments are initiated, the commissioner may deduct
2445 from the payment under the temporary family assistance program and
2446 the optional state supplementation program an amount not to exceed
2447 thirty dollars per month. Such amount shall be used to pay the back
2448 rent due, provided recoupment by the department of an overpayment
2449 shall be suspended during payment of arrearages to the landlord.

2450 (c) Within ten days of receiving a notice to quit issued pursuant to
2451 chapter 832, a recipient of benefits under the temporary family
2452 assistance program and the optional state supplementation program
2453 shall notify the commissioner of the receipt of such notice. No person
2454 shall be denied emergency housing assistance or declared ineligible for
2455 any other benefit because of a failure to notify the commissioner.

2456 Sec. 61. Section 17b-809 of the general statutes is repealed and the
2457 following is substituted in lieu thereof (*Effective July 1, 2012*):

2458 The Commissioner of [Social Services] Economic and Community
2459 Development shall prepare and implement a plan for informing
2460 landlords of the department's rules concerning the direct vendor

2461 payment of rents for recipients of temporary family assistance and
2462 state supplementation and for responding to landlord inquiries about
2463 the availability of such payments, including the circumstances under
2464 which such payments will be made and the maximum amounts of
2465 such payments.

2466 Sec. 62. Subsection (a) of section 17b-812 of the general statutes is
2467 repealed and the following is substituted in lieu thereof (*Effective July*
2468 *1, 2012*):

2469 (a) The Commissioner of [Social Services] Economic and
2470 Community Development shall implement and administer a program
2471 of rental assistance for low-income families living in privately-owned
2472 rental housing. For the purposes of this section, a low-income family is
2473 one whose income does not exceed fifty per cent of the median family
2474 income for the area of the state in which such family lives, as
2475 determined by the commissioner.

2476 Sec. 63. Section 17b-813 of the general statutes is repealed and the
2477 following is substituted in lieu thereof (*Effective July 1, 2012*):

2478 The Commissioner of [Social Services] Economic and Community
2479 Development shall provide emergency rental assistance for families
2480 eligible for assistance under the temporary family assistance program
2481 living in hotels and motels as a component of the program for rental
2482 assistance established under section 17b-812, as amended by this act.

2483 Sec. 64. Section 17b-814 of the general statutes is repealed and the
2484 following is substituted in lieu thereof (*Effective July 1, 2012*):

2485 (a) The Commissioner of [Social Services] Economic and
2486 Community Development shall establish and implement a five-year
2487 pilot program of rental assistance for low-income families living in
2488 newly created privately-owned rental housing. For the purposes of this
2489 section, a low-income family is one whose income does not exceed
2490 sixty per cent of the area median income adjusted for family size in

2491 which such family lives, as determined by the commissioner. The
2492 commissioner shall provide such rental assistance in order to
2493 encourage the creation of additional rental housing.

2494 (b) The state, acting by and in the discretion of the Commissioner of
2495 [Social Services] Economic and Community Development, may enter
2496 into a contract with the owner or developer of new rental housing to
2497 provide rental assistance linked to a specific number of units in such
2498 housing which shall be set aside for low-income families. Each contract
2499 to provide rental assistance for units set aside for occupancy by low-
2500 income families under this section shall be for a period not to exceed
2501 fifteen years and may provide that the state shall receive an equity
2502 interest in such rental housing. The commissioner shall not provide
2503 rental assistance for more than five hundred new rental housing units
2504 under the pilot program.

2505 (c) The commissioner shall adopt regulations, in accordance with
2506 the provisions of chapter 54, to carry out the purposes of this section.
2507 Such regulations shall establish maximum income eligibility guidelines
2508 for such rental assistance and criteria for determining the amount of
2509 rental assistance which shall be provided.

2510 Sec. 65. Section 8-13q of the general statutes is repealed and the
2511 following is substituted in lieu thereof (*Effective July 1, 2012*):

2512 (a) Upon application by a municipality under section 8-13p, the
2513 Secretary of the Office of Policy and Management shall, not later than
2514 sixty days after receipt, issue, in writing, a preliminary determination
2515 of the eligibility of the municipality for the financial incentive
2516 payments set forth in section 8-13s, as amended by this act. At least
2517 thirty days before making such preliminary determination, the
2518 secretary shall electronically give notice of the application to all
2519 persons who have provided the secretary with a current electronic
2520 mail address and a written request to receive such notices. If the
2521 secretary determines that the application is incomplete or the proposed
2522 incentive housing zone is not eligible or does not comply with the

2523 provisions of sections 8-13m to 8-13x, inclusive, the secretary shall,
2524 within the sixty-day response period, notify the municipality, in
2525 writing, of the reasons for such determination. A municipality may
2526 thereafter reapply for approval after addressing the reasons for
2527 ineligibility. [The secretary's failure to issue] Nonissuance of a written
2528 response within sixty days of receipt shall be deemed to be
2529 disapproval, after which the municipality may reapply.

2530 (b) After a municipality has received from the secretary a
2531 preliminary letter of eligibility, the zoning commission of the
2532 municipality may adopt the incentive housing zone regulations and
2533 design standards as proposed to the secretary for preliminary
2534 approval. Not later than thirty days after receipt from the municipality
2535 of a written statement that its zoning commission has adopted the
2536 proposed regulations and standards, the secretary shall issue a letter of
2537 final approval of the incentive housing zone. [The secretary's failure to
2538 issue] Nonissuance of a letter of final approval not more than thirty
2539 days after receipt of the written statement shall be deemed disapproval
2540 of the zone after which the municipality may reapply for
2541 determination of eligibility under this section.

2542 (c) The secretary shall not approve any proposed incentive housing
2543 zone for which the proposed regulations or design standards have the
2544 intent or effect of discriminating against, making unavailable, denying
2545 or impairing the physical or financial feasibility of housing which is
2546 receiving or will receive financial assistance under any governmental
2547 program for the construction or substantial rehabilitation of low or
2548 moderate income housing, or any housing occupied by persons
2549 receiving rental assistance under chapter 319uu or Section 1437f of
2550 Title 42 of the United States Code.

2551 (d) Any amendment to the regulations or design standards
2552 approved by the secretary for preliminary or final eligibility shall be
2553 submitted to the secretary for approval as set forth in this section. The
2554 secretary shall approve or disapprove such amendment not more than

2555 sixty days after receipt of the amendment. [If the secretary fails]
2556 Nonissuance of the decision to approve or disapprove such
2557 amendment within such period, the amendment shall be deemed to be
2558 disapproved. Thereafter, the commission may reapply for approval of
2559 the amendment.

2560 (e) Nothing in this section or in section 8-13s, as amended by this
2561 act, shall preclude a municipality that has filed an application for
2562 preliminary determination of eligibility for a zone adoption payment
2563 pursuant to section 8-13p from waiving its right to receive such
2564 payment. Any municipality that intends to waive such right shall
2565 provide to the secretary a written notice of its intent with the statement
2566 that its zoning commission has adopted incentive housing zone
2567 regulations and design standards.

2568 Sec. 66. Section 8-13s of the general statutes is repealed and the
2569 following is substituted in lieu thereof (*Effective July 1, 2012*):

2570 (a) Upon the determination that (1) the housing incentive zone has
2571 been adopted; (2) the time for appeal of the final adoption of the
2572 regulations has expired or a final and unappealable judgment
2573 upholding such regulations has been issued in any civil action
2574 challenging or delaying such regulations; and (3) the municipality has
2575 otherwise complied with the requirements of sections 8-13m to 8-13x,
2576 inclusive, the Secretary of the Office of Policy and Management shall,
2577 subject to the availability of funds, make a zone adoption payment to
2578 the municipality of up to [two] fifty thousand dollars. [for each unit of
2579 housing that can, as-of-right, be built as part of an incentive housing
2580 development within such zone or zones based on the definition of
2581 developable land and the minimum as-of-right densities set forth in
2582 subdivision (3) of subsection (b) of section 8-13n.] If a municipality has
2583 received a zone adoption payment, such municipality shall not be
2584 eligible to receive a subsequent zone adoption payment until
2585 construction has started in the housing incentive zone for which the
2586 municipality has received the previous zone adoption payment.

2587 (b) Subject to the availability of funds, the secretary shall issue to the
2588 municipality a one-time building permit payment for each building
2589 permit for a residential housing unit that is subject to an incentive
2590 housing restriction and located in an approved incentive housing
2591 development upon submission by a municipality to the secretary of
2592 proof of issuance of such building permit and after determining that
2593 (1) no appeal from or challenge to such building permit has been filed
2594 or is pending, and (2) such building permit was issued for housing in
2595 an incentive housing development not later than five years after the
2596 date of the final adoption of incentive housing zone regulations by the
2597 zoning commission in accordance with the provisions of subsection (b)
2598 of section 8-13q, as amended by this act. The amount of payment shall
2599 be up to two thousand dollars for each multifamily housing unit,
2600 duplex unit or townhouse unit that is subject to an incentive housing
2601 restriction and up to five thousand dollars for each single-family
2602 detached unit that is subject to an incentive housing restriction. Such
2603 payment shall be made by the secretary [not more than sixty days]
2604 after receipt of proof of the issuance of building permits and
2605 verification of the absence of any appeal or challenge.

2606 (c) Residential units that are located within an approved incentive
2607 housing zone that are part of a development that constitutes housing
2608 for older persons permitted by the federal Fair Housing Act, 42 USC
2609 3607 or sections 46a-64c and 46a-64d shall not be eligible for payments
2610 under this section.

2611 Sec. 67. (NEW) (*Effective July 1, 2012*) There is created within the
2612 Department of Economic and Community Development an Office of
2613 Housing.

2614 Sec. 68. (NEW) (*Effective July 1, 2012*) (a) The Commissioner of
2615 Correction, at the commissioner's discretion, may release an inmate
2616 from the commissioner's custody, except an inmate convicted of a
2617 capital felony as defined in section 53a-54b of the general statutes, for
2618 placement in a licensed community-based nursing home under

2619 contract with the state for the purpose of providing palliative and end-
2620 of-life care to the inmate if the medical director of the Department of
2621 Correction determines that the inmate is suffering from a terminal
2622 condition, disease or syndrome, or is so debilitated or incapacitated by
2623 a terminal condition, disease or syndrome as to (1) require continuous
2624 palliative or end-of-life care, or (2) be physically incapable of
2625 presenting a danger to society.

2626 (b) The Commissioner of Correction may require as a condition of
2627 release under subsection (a) of this section that the medical director
2628 conduct periodic medical review and diagnosis of the inmate during
2629 such release. An inmate released pursuant to subsection (a) of this
2630 section shall be returned to the custody of the Commissioner of
2631 Correction if the medical director determines that the inmate no longer
2632 meets the criteria for release under subsection (a) of this section.

2633 (c) Any inmate released from the custody of the Commissioner of
2634 Correction pursuant to subsection (a) of this section shall be
2635 supervised in the community by the Department of Correction.

2636 Sec. 69. Section 10-395a of the general statutes is repealed and the
2637 following is substituted in lieu thereof (*Effective July 1, 2012*):

2638 There is established an account within the General Fund to be
2639 known as the "state-wide tourism marketing account". The account
2640 may contain all moneys required by law to be deposited in the
2641 account. [Any balance remaining in said account at the end of any
2642 fiscal year shall be carried forward in said account for the fiscal year
2643 next succeeding. The moneys in said account shall be allocated for
2644 implementation of the state-wide marketing plan.] The Commissioner
2645 of Economic and Community Development may, within available
2646 appropriations, use a portion of said account to provide grants to
2647 organizations and institutions, public or private, engaged in or that
2648 plan to engage in artistic, cultural or tourism-related programs or
2649 activities within the state, or that are engaged in or plan to engage in
2650 the promotion, development or encouragement of artistic, cultural or

2651 tourism-related programs or activities within the state.

2652 Sec. 70. Section 12-19a of the general statutes is repealed and the
2653 following is substituted in lieu thereof (*Effective July 1, 2012*):

2654 (a) On or before January first, annually, the Secretary of the Office of
2655 Policy and Management shall determine the amount due, as a state
2656 grant in lieu of taxes, to each town in this state wherein state-owned
2657 real property, reservation land held in trust by the state for an Indian
2658 tribe or a municipally owned airport, except that which was acquired
2659 and used for highways and bridges, but not excepting property
2660 acquired and used for highway administration or maintenance
2661 purposes, is located. The grant payable to any town under the
2662 provisions of this section in the state fiscal year commencing July 1,
2663 1999, and each fiscal year thereafter, shall be equal to the total of (1) (A)
2664 one hundred per cent of the property taxes which would have been
2665 paid with respect to any facility designated by the Commissioner of
2666 Correction, on or before August first of each year, to be a correctional
2667 facility administered under the auspices of the Department of
2668 Correction or a juvenile detention center under direction of the
2669 Department of Children and Families that was used for incarcerative
2670 purposes during the preceding fiscal year. If a list containing the name
2671 and location of such designated facilities and information concerning
2672 their use for purposes of incarceration during the preceding fiscal year
2673 is not available from the Secretary of the State on the first day of
2674 August of any year, said commissioner shall, on said first day of
2675 August, certify to the Secretary of the Office of Policy and
2676 Management a list containing such information, (B) one hundred per
2677 cent of the property taxes which would have been paid with respect to
2678 that portion of the John Dempsey Hospital located at The University of
2679 Connecticut Health Center in Farmington that is used as a permanent
2680 medical ward for prisoners under the custody of the Department of
2681 Correction. Nothing in this section shall be construed as designating
2682 any portion of The University of Connecticut Health Center John
2683 Dempsey Hospital as a correctional facility, and (C) in the state fiscal

2684 year commencing July 1, 2001, and each fiscal year thereafter, one
2685 hundred per cent of the property taxes which would have been paid
2686 on any land designated within the 1983 Settlement boundary and
2687 taken into trust by the federal government for the Mashantucket
2688 Pequot Tribal Nation on or after June 8, 1999, (2) subject to the
2689 provisions of subsection (c) of this section, sixty-five per cent of the
2690 property taxes which would have been paid with respect to the
2691 buildings and grounds comprising Connecticut Valley Hospital in
2692 Middletown. Such grant shall commence with the fiscal year beginning
2693 July 1, 2000, and continuing each year thereafter, (3) notwithstanding
2694 the provisions of subsections (b) and (c) of this section, with respect to
2695 any town in which more than fifty per cent of the property is state-
2696 owned real property, one hundred per cent of the property taxes
2697 which would have been paid with respect to such state-owned
2698 property. Such grant shall commence with the fiscal year beginning
2699 July 1, 1997, and continuing each year thereafter, (4) subject to the
2700 provisions of subsection (c) of this section, forty-five per cent of the
2701 property taxes which would have been paid with respect to all other
2702 state-owned real property, [and] (5) forty-five per cent of the property
2703 taxes which would have been paid with respect to all municipally
2704 owned airports; except for the exemption applicable to such property,
2705 on the assessment list in such town for the assessment date two years
2706 prior to the commencement of the state fiscal year in which such grant
2707 is payable. The grant provided pursuant to this section for any
2708 municipally owned airport shall be paid to any municipality in which
2709 the airport is located, except that the grant applicable to Sikorsky
2710 Airport shall be paid half to the town of Stratford and half to the city of
2711 Bridgeport, and (6) forty-five per cent of the property taxes which
2712 would have been paid with respect to any land designated within the
2713 1983 Settlement boundary and taken into trust by the federal
2714 government for the Mashantucket Pequot Tribal Nation prior to June
2715 8, 1999, or taken into trust by the federal government for the Mohegan
2716 Tribe of Indians of Connecticut, provided (A) the real property subject
2717 to this subdivision shall be the land only, and shall not include the

2718 assessed value of any structures, buildings or other improvements on
2719 such land, and (B) said forty-five per cent grant shall be phased in as
2720 follows: (i) In the fiscal year commencing July 1, 2012, an amount equal
2721 to ten per cent of said forty-five per cent grant, (ii) in the fiscal year
2722 commencing July 1, 2013, thirty-five per cent of said forty-five per cent
2723 grant, (iii) in the fiscal year commencing July 1, 2014, sixty per cent of
2724 said forty-five per cent grant, (iv) in the fiscal year commencing July 1,
2725 2015, eighty-five per cent of said forty-five per cent grant, and (v) in
2726 the fiscal year commencing July 1, 2016, one hundred per cent of said
2727 forty-five per cent grant.

2728 (b) For the fiscal year ending June 30, 2000, and in each fiscal year
2729 thereafter, the amount of the grant payable to each municipality in
2730 accordance with this section shall be reduced proportionately in the
2731 event that the total of such grants in such year exceeds the amount
2732 appropriated for the purposes of this section with respect to such year.

2733 [(b)] (c) As used in this section "total tax levied" means the total real
2734 property tax levy in such town for the fiscal year preceding the fiscal
2735 year in which a grant in lieu of taxes under this section is made,
2736 reduced by the Secretary of the Office of Policy and Management in an
2737 amount equal to all reimbursements certified as payable to such town
2738 by the secretary for real property exemptions and credits on the
2739 taxable grand list or rate bill of such town for the assessment year that
2740 corresponds to that for which the assessed valuation of the state-
2741 owned land and buildings has been provided. For purposes of this
2742 section and section 12-19b, any real property which is owned by the
2743 John Dempsey Hospital Finance Corporation established pursuant to
2744 the provisions of sections 10a-250 to 10a-263, inclusive, or by one or
2745 more subsidiary corporations established pursuant to subdivision (13)
2746 of section 10a-254 and which is free from taxation pursuant to the
2747 provisions of subdivision (13) of section 10a-259 shall be deemed to be
2748 state-owned real property. As used in this section and section 12-19b,
2749 "town" includes borough.

2750 [(c)] (d) In the fiscal year ending June 30, 1991, and in each fiscal
2751 year thereafter, the portion of the grant payable to any town as
2752 determined in accordance with subdivisions (2) and (4) of subsection
2753 (a) of this section, shall not be greater than the following percentage of
2754 total tax levied by such town on real property in the preceding
2755 calendar year as follows: (1) In the fiscal year ending June 30, 1991, ten
2756 per cent, (2) in the fiscal year ending June 30, 1992, twelve per cent, (3)
2757 in the fiscal year ending June 30, 1993, fourteen per cent, (4) in the
2758 fiscal year ending June 30, 1994, twenty-seven per cent, (5) in the fiscal
2759 year ending June 30, 1995, thirty-five per cent, (6) in the fiscal year
2760 ending June 30, 1996, forty-two per cent, (7) in the fiscal year ending
2761 June 30, 1997, forty-nine per cent, (8) in the fiscal year ending June 30,
2762 1998, fifty-six per cent, (9) in the fiscal year ending June 30, 1999, sixty-
2763 three per cent, (10) in the fiscal year ending June 30, 2000, seventy per
2764 cent, (11) in the fiscal year ending June 30, 2001, seventy-seven per
2765 cent, (12) in the fiscal year ending June 30, 2002, eighty-four per cent,
2766 (13) in the fiscal year ending June 30, 2003, ninety-two per cent, and
2767 (14) in the fiscal year ending June 30, 2004, and in each fiscal year
2768 thereafter, one hundred per cent.

2769 [(d)] (e) In the fiscal year commencing July 1, 1999, and in each fiscal
2770 year thereafter, the Commissioner of Transportation shall pay from the
2771 Bradley International Airport Enterprise Fund to the State
2772 Comptroller, on or before September fifteenth, the portion of the state
2773 grant in lieu of taxes payable under the provisions of this section at the
2774 rate of twenty per cent of the property taxes which would have been
2775 paid to the towns of East Granby, Suffield, Windsor and Windsor
2776 Locks for real property located at Bradley International Airport. Such
2777 payment shall be credited to the appropriation from the General Fund
2778 for reimbursements to towns for loss of taxes on state property.

2779 [(e)] (f) Notwithstanding the provisions of this section in effect prior
2780 to January 1, 1997, any grant in lieu of taxes on state-owned real
2781 property made to any town in excess of seven and one-half per cent of
2782 the total tax levied on real property by such town is validated.

2783 Sec. 71. Subsection (c) of section 12-62f of the general statutes is
2784 repealed and the following is substituted in lieu thereof (*Effective July*
2785 *1, 2012*):

2786 (c) (1) Each municipality whose application for state financial
2787 assistance has been approved by the secretary shall receive a grant-in-
2788 aid on the basis of its population, as determined by the most recent
2789 estimates of the Department of Public Health. The amount of such
2790 grant-in-aid to any municipality with revaluation, as required in
2791 section 12-62, becoming effective in any of the years 1987 to 1996,
2792 inclusive, shall be as follows: (A) Twenty-five thousand dollars to each
2793 municipality with a population of less than twenty thousand; (B)
2794 thirty-five thousand dollars to each municipality with a population of
2795 at least twenty thousand but less than fifty thousand; (C) fifty
2796 thousand dollars to each municipality with a population of at least
2797 fifty thousand but less than one hundred thousand; and (D) sixty
2798 thousand dollars to each municipality with a population of one
2799 hundred thousand or more. Each municipality that completed a
2800 revaluation which became effective in the years from 1987 to 1996,
2801 inclusive, and qualified for the grants-in-aid provided for in this
2802 section, shall be eligible for an additional grant-in-aid equal to an
2803 amount not to exceed ten per cent of the grant-in-aid limit of the grant
2804 for which they originally qualified provided the additional grant-in-
2805 aid shall be used for training and for installations and modifications
2806 which are acquired and certified to be in compliance with the
2807 minimum computer-assisted mass appraisal revaluation standards and
2808 computerized administrative standards developed in accordance with
2809 subsection (b) of this section.

2810 (2) A municipality that conducted a revaluation as required in
2811 section 12-62 without postponement or extension, but not between
2812 January 1, 1987, and December 31, 1996, shall be eligible to apply for
2813 and receive a grant and an additional grant-in-aid under subdivision
2814 (1) of this subsection.

2815 (3) No municipality shall be eligible to receive a grant and an
2816 additional grant-in-aid pursuant to this section more than once.

2817 (4) The secretary shall not accept or approve any application for a
2818 grant-in-aid pursuant to this section after June 30, 2012.

2819 Sec. 72. Section 4-66k of the 2012 supplement to the general statutes
2820 is repealed and the following is substituted in lieu thereof (*Effective July*
2821 *1, 2012*):

2822 There is established an account to be known as the "regional
2823 performance incentive account" which shall be a separate, nonlapsing
2824 account within the General Fund. The account shall contain any
2825 moneys required by law to be deposited in the account. Moneys in the
2826 account shall be expended by the Secretary of the Office of Policy and
2827 Management for the purposes of (1) providing grants under the
2828 regional performance incentive program established pursuant to
2829 section 4-124s, and (2) payments as described in section 4-124q, as
2830 amended by this act.

2831 Sec. 73. Section 4-124q of the 2012 supplement to the general statutes
2832 is repealed and the following is substituted in lieu thereof (*Effective July*
2833 *1, 2012*):

2834 (a) There shall annually be paid to each regional planning agency
2835 organized under the provisions of chapter 127, each regional council of
2836 governments organized under the provisions of this chapter, and each
2837 regional council of elected officials organized under the provisions of
2838 this chapter in any planning region without a regional planning
2839 agency, from [any appropriation for such purpose] available funds in
2840 the regional performance incentive account established pursuant to
2841 section 4-66k, as amended by this act, a grant-in-aid to support
2842 regional planning activities equal to (1) five and three-tenths per cent
2843 of any such [appropriation] available funds designated for such
2844 purpose, plus (2) for each agency or council which raises local dues in
2845 excess of five and three-tenths per cent of any such [appropriation]

2846 available funds, an additional grant in an amount equal to the product
2847 obtained by multiplying any [appropriation available] such available
2848 funds designated for the purpose of this subdivision by the following
2849 fraction: The amount of dues raised by such agency or council
2850 pursuant to section 8-34a, section 4-124f or section 4-124p in excess of
2851 five and three-tenths of any such [appropriation] available funds shall
2852 be the numerator. The amount of such dues raised by each such
2853 agency or council in excess of five and three-tenths per cent of any
2854 such [appropriation] available funds shall be added together and the
2855 sum shall be the denominator. Payments made pursuant to this
2856 subsection shall not exceed two hundred thousand dollars for the fiscal
2857 year ending June 30, 2013.

2858 (b) There is established a Voluntary Regional Consolidation Bonus
2859 Pool to be administered by the Secretary of the Office of Policy and
2860 Management. In addition to the annual [payment to each regional
2861 planning agency] payments made under subsection (a) of this section,
2862 there shall be an additional payment made from [said bonus pool] the
2863 regional performance incentive account established pursuant to section
2864 4-66k, as amended by this act, to any two or more regional planning
2865 agencies, regional councils of governments or regional council of
2866 elected officials in any planning region without a regional planning
2867 agency, or any such combination thereof, that have (1) submitted a
2868 request for redesignation of their planning regions for consideration of
2869 approval by said secretary pursuant to section 16a-4a, and (2) voted to
2870 merge forming a new regional council of governments or regional
2871 council of elected officials within a proposed or newly redesignated
2872 planning region boundary. [, and (2) submitted to said secretary a
2873 request for redesignation pursuant to subdivision (4) of section 16a-4a.]
2874 Prior to issuing any payment pursuant to this subsection, the secretary
2875 shall review and approve each proposed consolidation to determine
2876 that such proposed consolidation is an appropriate and sustainable
2877 redesignated planning region. For the fiscal [years ending June 30,
2878 2012, and] year ending June 30, 2013, a payment shall be made under
2879 [subsection (a) of this section to] this subsection to any such approved

2880 consolidated planning region, on a first-come, first-served basis, from
2881 [any appropriation available for such purpose and until such time as
2882 the appropriation for the fiscal year has been exhausted] said regional
2883 performance incentive account. The total amount of Voluntary
2884 Regional Consolidation Bonus Pool payments in the fiscal year ending
2885 June 30, 2013, shall not exceed six hundred thousand dollars. The
2886 Voluntary Regional Consolidation Bonus Pool shall cease effective
2887 June 30, 2013.

2888 Sec. 74. (NEW) (*Effective July 1, 2012*) (a) There is established a
2889 Department on Human Rights, Protection and Advocacy. The
2890 department head shall be the Executive Director on Human Rights,
2891 Protection and Advocacy, who shall be appointed by the Governor in
2892 accordance with the provisions of section 46a-52 of the general
2893 statutes, as amended by this act, and sections 4-5 to 4-8, inclusive, of
2894 the general statutes, as amended by this act, with the powers and
2895 duties prescribed therein.

2896 (b) The Department on Human Rights, Protection and Advocacy
2897 shall constitute a successor to the Commission on Human Rights and
2898 Opportunities and the Office of Protection and Advocacy in
2899 accordance with the provisions of sections 4-38d, 4-38e and 4-39 of the
2900 general statutes.

2901 (c) Any order, decision, agreed settlement, or regulation of the
2902 Commission on Human Rights and Opportunities or the Office of
2903 Protection and Advocacy which is in force on July 1, 2012, shall
2904 continue in force and effect as an order, decision, agreed settlement or
2905 regulation of the Department on Human Rights, Protection and
2906 Advocacy until amended, repealed or superseded pursuant to law.

2907 Sec. 75. (NEW) (*Effective July 1, 2012*) (a) Wherever the term
2908 "Commission on Human Rights and Opportunities" is used in the
2909 following general statutes, the term "Department on Human Rights,
2910 Protection and Advocacy" shall be substituted in lieu thereof: 1-217, 4-
2911 9b, 4-61w, 4-67x, 4a-2c, 4a-60, 4a-60a, 4a-60g, 4a-62, 4b-95, 4e-5, 5-202,

10-145a, 22a-263a, 31-3cc, 36a-534a, 46a-5, 46a-64c, 46a-68l, 46a-72, 46a-77, 46a-78, 46a-81e, 46a-81j, 46a-82, 46a-82b, 46a-82c, 46a-82d, 46a-82e, 46a-83b, 46a-86a, 46a-94a, 46a-98 and 46a-100.

(b) Wherever the term "commission" is used in the following general statutes, the term "department" shall be substituted in lieu thereof: 46a-56, 46a-64c, 46a-83, 46a-83a, 46a-88, 46a-89, 46a-89a, 46a-94a, 46a-95 and 46a-101.

(c) The Legislative Commissioners' Office shall, in codifying the provisions of this section, make such technical, grammatical and punctuation changes as are necessary to carry out the purposes of this section.

Sec. 76. Subsection (a) of section 4-9a of the 2012 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2012*):

(a) The Governor shall appoint the chairperson and executive director, if any, of all boards and commissions within the Executive Department, except the State Properties Review Board, the State Elections Enforcement Commission, [the Commission on Human Rights and Opportunities,] the Commission on Fire Prevention and Control and the Citizen's Ethics Advisory Board.

Sec. 77. Section 46a-52 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The commission shall consist of nine persons. [On and after October 1, 2000, such] Such persons shall be appointed with the advice and consent of both houses of the General Assembly. (1) [On or before July 15, 1990, the] The Governor shall appoint five members of the commission, three of whom shall serve for terms of five years and two of whom shall serve for terms of three years. Upon the expiration of such terms, and thereafter, the Governor shall appoint either two or three members, as appropriate, to serve for terms of five years. [On or

2942 before July 14, 1990, the] The president pro tempore of the Senate, the
2943 minority leader of the Senate, the speaker of the House of
2944 Representatives and the minority leader of the House of
2945 Representatives shall each appoint one member to serve for a term of
2946 three years. Upon the expiration of such terms, and thereafter,
2947 members so appointed shall serve for terms of three years. (2) If any
2948 vacancy occurs, the appointing authority making the initial
2949 appointment shall appoint a person to serve for the remainder of the
2950 unexpired term. The Governor shall select one of the members of the
2951 commission to serve as chairperson for a term of one year. The
2952 commission shall meet at least once during each two-month period
2953 and at such other times as the chairperson deems necessary. Special
2954 meetings shall be held on the request of a majority of the members of
2955 the commission after notice in accordance with the provisions of
2956 section 1-225.

2957 (b) Except as provided in section 46a-57, the members of the
2958 commission shall serve without pay, but their reasonable expenses,
2959 including educational training expenses and expenses for necessary
2960 stenographic and clerical help, shall be paid by the state upon
2961 approval of the Commissioner of Administrative Services. Not later
2962 than two months after appointment to the commission, each member
2963 of the commission shall receive a minimum of ten hours of
2964 introductory training prior to voting on any commission matter. Each
2965 year following such introductory training, each member shall receive
2966 five hours of follow-up training. Such introductory and follow-up
2967 training shall consist of instruction on the laws governing
2968 discrimination in employment, housing, public accommodation and
2969 credit, affirmative action and the procedures of the commission. Such
2970 training shall be organized by the managing director of the legal
2971 division of the commission. Any member who fails to complete such
2972 training shall not vote on any commission matter. Any member who
2973 fails to comply with such introductory training requirement within six
2974 months of appointment shall be deemed to have resigned from office.
2975 Any member who fails to attend three consecutive meetings or who

2976 fails to attend fifty per cent of all meetings held during any calendar
2977 year shall be deemed to have resigned from office.

2978 (c) On or before [July 15, 1989] July 1, 2012, the commission shall
2979 [appoint] recommend to the Governor the appointment of an executive
2980 director who shall be the chief executive officer of the [Commission on
2981 Human Rights and Opportunities to serve for a term expiring on July
2982 14, 1990. Upon the expiration of such term and thereafter, the executive
2983 director shall be appointed for a term of four years. The executive
2984 director shall be supervised and annually evaluated by the
2985 commission. The executive director shall serve at the pleasure of the
2986 commission but no longer than four years from July fifteenth in the
2987 year of his or her appointment unless reappointed pursuant to the
2988 provisions of this subsection.] Department on Human Rights,
2989 Protection and Advocacy. The executive director's term shall be
2990 coterminous with the term of the Governor. Upon the expiration of the
2991 executive director's initial term and any time thereafter when there is a
2992 vacancy in the position of executive director, the commission shall
2993 recommend to the Governor the appointment of a successor executive
2994 director. The executive director shall receive an annual salary within
2995 the salary range of a salary group established by the Commissioner of
2996 Administrative Services for the position. The [executive director (1)
2997 shall] Executive Director on Human Rights, Protection and Advocacy
2998 shall (1) conduct comprehensive planning with respect to the functions
2999 of the [commission] department; (2) [shall] coordinate the activities of
3000 the [commission] department; and (3) [shall] cause the administrative
3001 organization of the [commission] department to be examined with a
3002 view to promoting economy and efficiency. In accordance with
3003 established procedures, the executive director may enter into such
3004 contractual agreements as may be necessary for the discharge of the
3005 director's duties.

3006 (d) The executive director may appoint no more than two deputy
3007 directors with the approval of a majority of the members of the
3008 commission. The deputy directors shall be supervised by the executive

3009 director and shall assist the executive director in the administration of
3010 the [commission] Department on Human Rights, Protection and
3011 Advocacy, the effectuation of its statutory responsibilities and such
3012 other duties as may be assigned by the executive director. Deputy
3013 directors shall serve at the pleasure of the executive director and
3014 without tenure. The executive director may remove a deputy director
3015 with the approval of a majority of the members of the commission.

3016 [(e) The commission shall be within the Department of
3017 Administrative Services for administrative purposes only.]

3018 Sec. 78. Section 46a-54 of the general statutes is repealed and the
3019 following is substituted in lieu thereof (*Effective July 1, 2012*):

3020 The [commission] Department on Human Rights, Protection and
3021 Advocacy shall have the following powers and duties:

3022 (1) To establish and maintain, in consultation with the commission,
3023 such offices as the commission may deem necessary;

3024 (2) To organize the [commission] department into [a division of
3025 affirmative action monitoring and contract compliance, a division of
3026 discriminatory practice complaints and such other] such divisions,
3027 bureaus or units as may be necessary for the efficient conduct of
3028 business of the [commission] department;

3029 (3) To employ legal staff [and commission legal counsel] as the
3030 executive director deems necessary to perform the duties and
3031 responsibilities under section 46a-55. [One commission legal counsel
3032 shall serve as supervising attorney. Each commission] Commission
3033 legal counsel shall be admitted to practice law in this state;

3034 (4) To appoint such investigators and other employees and agents as
3035 [it] the executive director deems necessary, fix their compensation
3036 within the limitations provided by law and prescribe their duties;

3037 (5) To adopt, publish, amend and rescind regulations consistent

3038 with and to effectuate the provisions of this chapter;

3039 (6) To establish rules of practice to govern, expedite and effectuate
3040 the procedures set forth in this chapter;

3041 (7) To recommend policies and make recommendations to agencies
3042 and officers of the state and local subdivisions of government to
3043 effectuate the policies of this chapter;

3044 (8) To receive, initiate as provided in section 46a-82, investigate and
3045 mediate discriminatory practice complaints;

3046 (9) By itself or with or by hearing officers or human rights referees,
3047 to hold hearings, subpoena witnesses and compel their attendance,
3048 administer oaths, take the testimony of any person under oath and
3049 require the production for examination of any books and papers
3050 relating to any matter under investigation or in question;

3051 (10) To make rules as to the procedure for the issuance of subpoenas
3052 by individual commissioners, hearing officers and human rights
3053 referees;

3054 (11) To require written answers to interrogatories under oath
3055 relating to any complaint under investigation pursuant to this chapter
3056 alleging any discriminatory practice as defined in subdivision (8) of
3057 section 46a-51, and to adopt regulations, in accordance with the
3058 provisions of chapter 54, for the procedure for the issuance of
3059 interrogatories and compliance with interrogatory requests;

3060 (12) To utilize such voluntary and uncompensated services of
3061 private individuals, agencies and organizations as may from time to
3062 time be offered and needed and with the cooperation of such agencies,
3063 (A) to study the problems of discrimination in all or specific fields of
3064 human relationships, and (B) to foster through education and
3065 community effort or otherwise good will among the groups and
3066 elements of the population of the state;

3067 (13) To require the posting by an employer, employment agency or
3068 labor organization of such notices regarding statutory provisions as
3069 the commission shall provide;

3070 (14) To require the posting, by any respondent or other person
3071 subject to the requirements of section 46a-64, 46a-64c, 46a-81d or 46a-
3072 81e, of such notices of statutory provisions as it deems desirable;

3073 (15) (A) To require an employer having three or more employees to
3074 post in a prominent and accessible location information concerning the
3075 illegality of sexual harassment and remedies available to victims of
3076 sexual harassment; and (B) to require an employer having fifty or more
3077 employees to provide two hours of training and education to all
3078 supervisory employees within one year of October 1, 1992, and to all
3079 new supervisory employees within six months of their assumption of a
3080 supervisory position, provided any employer who has provided such
3081 training and education to any such employees after October 1, 1991,
3082 shall not be required to provide such training and education a second
3083 time. Such training and education shall include information
3084 concerning the federal and state statutory provisions concerning
3085 sexual harassment and remedies available to victims of sexual
3086 harassment. As used in this subdivision, "sexual harassment" shall
3087 have the same meaning as set forth in subdivision (8) of subsection (a)
3088 of section 46a-60, and "employer" shall include the General Assembly;

3089 (16) To require each state agency that employs one or more
3090 employees to (A) provide a minimum of three hours of diversity
3091 training and education (i) to all supervisory and nonsupervisory
3092 employees, not later than July 1, 2002, with priority for such training to
3093 supervisory employees, and (ii) to all newly hired supervisory and
3094 nonsupervisory employees, not later than six months after their
3095 assumption of a position with a state agency, with priority for such
3096 training to supervisory employees. Such training and education shall
3097 include information concerning the federal and state statutory
3098 provisions concerning discrimination and hate crimes directed at

3099 protected classes and remedies available to victims of discrimination
3100 and hate crimes, standards for working with and serving persons from
3101 diverse populations and strategies for addressing differences that may
3102 arise from diverse work environments; and (B) submit an annual
3103 report to the Commission on Human Rights and Opportunities
3104 concerning the status of the diversity training and education required
3105 under subparagraph (A) of this subdivision. The information in such
3106 annual reports shall be reviewed by the commission for the purpose of
3107 submitting an annual summary report to the General Assembly.
3108 Notwithstanding the provisions of this section, if a state agency has
3109 provided such diversity training and education to any of its employees
3110 prior to October 1, 1999, such state agency shall not be required to
3111 provide such training and education a second time to such employees.
3112 The requirements of this subdivision shall be accomplished within
3113 available appropriations. As used in this subdivision, "employee" shall
3114 include any part-time employee who works more than twenty hours
3115 per week;

3116 (17) To require each agency to submit information demonstrating its
3117 compliance with subdivision (16) of this section as part of its
3118 affirmative action plan and to receive and investigate complaints
3119 concerning the failure of a state agency to comply with the
3120 requirements of subdivision (16) of this section; and

3121 (18) To enter into contracts for and accept grants of private or
3122 federal funds and to accept gifts, donations or bequests, including
3123 donations of service by attorneys.

3124 Sec. 79. Section 46a-68 of the 2012 supplement to the general statutes
3125 is repealed and the following is substituted in lieu thereof (*Effective July*
3126 *1, 2012*):

3127 (a) Each state agency, department, board and commission with
3128 twenty-five, or more, full-time employees shall develop and
3129 implement, in cooperation with the [Commission on Human Rights
3130 and Opportunities] Department on Human Rights, Protection and

3131 Advocacy, an affirmative action plan that commits the agency,
3132 department, board or commission to a program of affirmative action in
3133 all aspects of personnel and administration. Such plan shall be
3134 developed pursuant to regulations adopted by the [Commission on
3135 Human Rights and Opportunities] Department on Human Rights,
3136 Protection and Advocacy in accordance with chapter 54 to ensure that
3137 affirmative action is undertaken as required by state and federal law to
3138 provide equal employment opportunities and to comply with all
3139 responsibilities under the provisions of sections 4-61u to 4-61w,
3140 inclusive, sections 46a-54 to 46a-64, inclusive, as amended by this act,
3141 section 46a-64c and sections 46a-70 to 46a-78, inclusive. The executive
3142 head of each such agency, department, board or commission shall be
3143 directly responsible for the development, filing and implementation of
3144 such affirmative action plan. The Metropolitan District of Hartford
3145 County shall be deemed to be a state agency for purposes of this
3146 section.

3147 (b) (1) Each state agency, department, board or commission shall
3148 designate a full-time or part-time equal employment opportunity
3149 officer. If such equal employment opportunity officer is an employee
3150 of the agency, department, board or commission, the executive head of
3151 the agency, department, board or commission shall be directly
3152 responsible for the supervision of the officer.

3153 (2) The [Commission on Human Rights and Opportunities]
3154 Department on Human Rights, Protection and Advocacy shall provide
3155 training and technical assistance to equal employment opportunity
3156 officers in plan development and implementation.

3157 (3) The [Commission on Human Rights and Opportunities]
3158 Department on Human Rights, Protection and Advocacy and the
3159 Permanent Commission on the Status of Women shall provide training
3160 concerning state and federal discrimination laws and techniques for
3161 conducting investigations of discrimination complaints to persons
3162 designated by state agencies, departments, boards or commissions as

3163 equal employment opportunity officers and persons designated by the
3164 Attorney General or the Attorney General's designee to represent such
3165 agencies, departments, boards or commissions pursuant to subdivision
3166 (5) of this subsection. [On or after October 1, 2011, such] Such training
3167 shall be provided for a minimum of five hours during the first year of
3168 service or designation, and a minimum of three hours every two years
3169 thereafter.

3170 (4) (A) Each person designated by a state agency, department, board
3171 or commission as an equal employment opportunity officer shall (i) be
3172 responsible for mitigating any discriminatory conduct within the
3173 agency, department, board or commission, (ii) investigate all
3174 complaints of discrimination made against the state agency,
3175 department, board or commission, except if any such complaint has
3176 been filed with the [Commission on Human Rights and Opportunities]
3177 Department on Human Rights, Protection and Advocacy or the Equal
3178 Employment Opportunity Commission, the state agency, department,
3179 board or commission may rely upon the process of the applicable
3180 commission, as applicable, in lieu of such investigation, and (iii) report
3181 all findings and recommendations upon the conclusion of an
3182 investigation to the commissioner or director of the state agency,
3183 department, board or commission for proper action.

3184 (B) Notwithstanding the provisions of subparagraphs (A)(i), (A)(ii)
3185 and (A)(iii) of this subdivision, if a discrimination complaint is made
3186 against the executive head of a state agency or department, any
3187 member of a state board or commission or any equal employment
3188 opportunity officer alleging that the executive head, member or officer
3189 directly or personally engaged in discriminatory conduct, or if a
3190 complaint of discrimination is made by the executive head of a state
3191 agency, any member of a state board or commission or any equal
3192 employment opportunity officer, the complaint shall be referred to the
3193 Commission on Human Rights and Opportunities for review and, if
3194 appropriate, investigation by the Department of Administrative
3195 Services, except if any such complaint has been filed with the Equal

3196 Employment Opportunity Commission or the [Commission on Human
3197 Rights and Opportunities] Department on Human Rights, Protection
3198 and Advocacy, the [Commission on Human Rights and Opportunities]
3199 Department on Human Rights, Protection and Advocacy or
3200 Department of Administrative Services may rely upon the process of
3201 the applicable commission in lieu of such investigation. If the
3202 discrimination complaint is made by or against the executive head, any
3203 member or the equal employment opportunity officer of the
3204 [Commission on Human Rights and Opportunities] Department on
3205 Human Rights, Protection and Advocacy alleging that the executive
3206 head, member or officer directly or personally engaged in
3207 discriminatory conduct, the commission shall refer the complaint to
3208 the Department of Administrative Services for review and, if
3209 appropriate, investigation. If the complaint is by or against the
3210 executive head or equal employment opportunity officer of the
3211 Department of Administrative Services, the complaint shall be referred
3212 to the [Commission on Human Rights and Opportunities] Department
3213 on Human Rights, Protection and Advocacy for review and, if
3214 appropriate, investigation. Each person who conducts an investigation
3215 pursuant to this subparagraph shall report all findings and
3216 recommendations upon the conclusion of such investigation to the
3217 appointing authority of the individual who was the subject of the
3218 complaint for proper action. The provisions of this subparagraph shall
3219 apply to any such complaint pending on or after July 5, 2007.

3220 (5) Each person designated by a state agency, department, board or
3221 commission as an equal employment opportunity officer, and each
3222 person designated by the Attorney General or the Attorney General's
3223 designee to represent an agency pursuant to subdivision (6) of this
3224 subsection, shall complete training provided by the [Commission on
3225 Human Rights and Opportunities] Department on Human Rights,
3226 Protection and Advocacy and the Permanent Commission on the
3227 Status of Women pursuant to subdivision (3) of this subsection.

3228 (6) No person designated by a state agency, department, board or

3229 commission as an equal employment opportunity officer shall
3230 represent such agency, department, board or commission before the
3231 [Commission on Human Rights and Opportunities] Department on
3232 Human Rights, Protection and Advocacy or the Equal Employment
3233 Opportunity Commission concerning a discrimination complaint. If a
3234 discrimination complaint is filed with the [Commission on Human
3235 Rights and Opportunities] Department on Human Rights, Protection
3236 and Advocacy or the Equal Employment Opportunity Commission
3237 against a state agency, department, board or commission, the Attorney
3238 General, or the Attorney General's designee, other than the equal
3239 employment opportunity officer for such agency, department, board or
3240 commission, shall represent the state agency, department, board or
3241 commission before the [Commission on Human Rights and
3242 Opportunities] Department on Human Rights, Protection and
3243 Advocacy or the Equal Employment Opportunity Commission. In the
3244 case of a discrimination complaint filed against the Metropolitan
3245 District of Hartford County, the Attorney General, or the Attorney
3246 General's designee, shall not represent such district before the
3247 [Commission on Human Rights and Opportunities] Department on
3248 Human Rights, Protection and Advocacy or the Equal Employment
3249 Opportunity Commission.

3250 (c) Each state agency, department, board and commission that
3251 employs two hundred fifty or more full-time employees shall file an
3252 affirmative action plan developed in accordance with subsection (a) of
3253 this section, with the Commission on Human Rights and
3254 Opportunities, semiannually, except that any state agency,
3255 department, board or commission which has an affirmative action plan
3256 approved by the commission may be permitted to file its plan on an
3257 annual basis in a manner prescribed by the commission and any state
3258 agency, department, board or commission that employs twenty-five or
3259 more employees but fewer than two hundred fifty full-time employees
3260 shall file its affirmative action plan biennially, unless the commission
3261 disapproves the most recent submission of the plan, in which case the
3262 commission may require the resubmission of such plan by a time

3263 chosen by the commission, until the plan is approved. All affirmative
3264 action plans shall be filed electronically, if practicable.

3265 (d) The Commission on Human Rights and Opportunities shall
3266 review and formally approve, conditionally approve or disapprove the
3267 content of such affirmative action plans within ninety days of the
3268 submission of each plan to the commission. If the commissioners, by a
3269 majority vote of those present and voting, fail to approve,
3270 conditionally approve or disapprove a plan within such period, the
3271 plan shall be deemed to be approved. Any plan that is filed more than
3272 ninety days after the date such plan is due to be filed in accordance
3273 with the schedule established pursuant to subsection (g) of this section
3274 shall be deemed disapproved.

3275 (e) The Commissioner of Administrative Services and the Secretary
3276 of the Office of Policy and Management shall cooperate with the
3277 Commission on Human Rights and Opportunities to insure that the
3278 State Personnel Act and personnel regulations are administered, and
3279 that the process of collective bargaining is conducted by all parties in a
3280 manner consistent with the affirmative action responsibilities of the
3281 state.

3282 (f) The [Commission on Human Rights and Opportunities]
3283 Department on Human Rights, Protection and Advocacy shall monitor
3284 the activity of such plans within each state agency, department, board
3285 and commission and report to the Governor and the General Assembly
3286 on or before April first of each year concerning the results of such
3287 plans.

3288 (g) The [Commission on Human Rights and Opportunities]
3289 Department on Human Rights, Protection and Advocacy shall adopt
3290 regulations, in accordance with chapter 54, to carry out the
3291 requirements of this section. The executive director shall establish a
3292 schedule for [semiannual, annual and biennial] the filing of plans.

3293 Sec. 80. Section 46a-9 of the general statutes is repealed and the

3294 following is substituted in lieu thereof (*Effective July 1, 2012*):

3295 There is established within the Department on Human Rights,
3296 Protection and Advocacy, a Board of Protection and Advocacy for
3297 Persons with Disabilities, hereinafter referred to as the advocacy
3298 board. The advocacy board shall advise the [executive] director of the
3299 Office of Protection and Advocacy for Persons with Disabilities on
3300 matters relating to advocacy policy, client service priorities and issues
3301 affecting persons with disabilities. Said advocacy board shall consist of
3302 fifteen members appointed by the Governor and be comprised of ten
3303 persons with disabilities or a parent or guardian of a person with a
3304 disability, at least four of whom shall represent developmentally
3305 disabled persons, and five persons who are knowledgeable in the
3306 problems of persons with disabilities including the state Americans
3307 with Disabilities Act coordinator and the chairperson for the advisory
3308 board of the protection and advocacy for individuals with mental
3309 illness program. No officer or employee of a state or private agency
3310 providing services to persons with disabilities other than the
3311 chairperson for the advisory board of the protection and advocacy for
3312 individuals with mental illness program, if applicable, may serve as a
3313 member of the advocacy board. The initial terms of the members of
3314 said advocacy board shall terminate on July 1, 1979, and thereafter the
3315 terms of the members of said advocacy board shall be coterminous
3316 with the term of the Governor. The Governor shall appoint one of the
3317 members of said board to serve as chairperson. All members of the
3318 advocacy board shall serve without compensation but shall be
3319 compensated for necessary expenses, incurred in the performance of
3320 their duties as board members.

3321 Sec. 81. Section 46a-10 of the general statutes is repealed and the
3322 following is substituted in lieu thereof (*Effective July 1, 2012*):

3323 There is established within the Department on Human Rights,
3324 Protection and Advocacy, an Office of Protection and Advocacy for
3325 Persons with Disabilities, hereinafter referred to as the advocacy office,

3326 for the protection and advocacy of the rights of persons with
3327 disabilities and developmentally disabled persons. The [operations of
3328 the] advocacy office shall be administered by a director of advocacy for
3329 persons with disabilities. Said director shall be a person
3330 knowledgeable in the problems of persons with disabilities or
3331 advocacy, shall be recommended by the advocacy board established
3332 pursuant to section 46a-9, as amended by this act, and shall be
3333 appointed by the [Governor. The director may employ necessary staff,
3334 subject to available appropriations and the provisions of chapter 67]
3335 Executive Director on Human Rights, Protection and Advocacy in
3336 accordance with the provisions of section 46a-52, as amended by this
3337 act. The director may [adopt] recommend the adoption of regulations
3338 in accordance with chapter 54, subject to the approval of [said board]
3339 the Executive Director on Human Rights, Protection and Advocacy
3340 and the advocacy board established pursuant to section 46a-9, as
3341 amended by this act, to carry out the purposes of this chapter.

3342 Sec. 82. Section 46a-11 of the general statutes is repealed and the
3343 following is substituted in lieu thereof (*Effective July 1, 2012*):

3344 The director may, within available appropriations:

3345 (1) Purchase or contract for necessary services including, but not
3346 limited to, legal services with the approval of the executive director;

3347 (2) Receive and spend, pursuant to the purposes of this chapter,
3348 moneys in the form of gifts, bequests, state appropriations, state or
3349 private grants or federal grants with the approval of the executive
3350 director;

3351 (3) Establish a state-wide toll-free telephone information and
3352 referral system for persons with disabilities for referral of such persons
3353 to appropriate public or private agencies or services. Such information
3354 and referral system may be coordinated with the Governor's state-
3355 wide information bureau or any other existing information and referral
3356 services;

3357 (4) Receive and investigate complaints from persons with
3358 disabilities, parents or guardians of such persons or in writing from
3359 any other interested person, act as an advocate for any person with a
3360 disability and initiate or fund legal actions to protect the rights of any
3361 person with a disability;

3362 (5) Request and receive information, including personal data,
3363 concerning a person with a disability from any state or private agency,
3364 with the consent of such person with a disability, or the parent or
3365 guardian of such person, as appropriate. With respect to a
3366 developmentally disabled adult who has no guardian or whose
3367 guardian is an employee of the Department of Developmental
3368 Services, the director may request and receive such information only if:

3369 (A) A request for advocacy services has been made on such person's
3370 behalf;

3371 (B) Such person does not indicate refusal to give consent to receipt
3372 of the information by the director;

3373 (C) Such person resides in a facility for developmentally disabled
3374 persons, including any institution, as defined in subsection (a) of
3375 section 19a-490, or has been placed in a boarding home, group home or
3376 other residential facility pursuant to section 17a-277;

3377 (D) Such person has received an explanation of the manner in which
3378 any information obtained concerning such person will be used by the
3379 advocacy office;

3380 (E) Such person has received an explanation of such person's right
3381 to refuse to allow the director to request or receive such information;
3382 and

3383 (F) The director has documented the director's conscientious efforts
3384 to provide the required explanations and verified that the
3385 developmentally disabled person has not indicated refusal to give
3386 consent;

3387 (6) Coordinate and cooperate with other private and public agencies
3388 concerned with the implementation, monitoring and enforcement of
3389 the rights of persons with disabilities and enter into cooperative
3390 agreements with public or private agencies for furtherance of the
3391 rights of persons with disabilities;

3392 (7) Represent, appear, intervene in or bring an action on behalf of
3393 any person with a disability or class of persons, with the consent of
3394 such person or the parent or legal guardian of such person, in any
3395 proceeding before any court, agency, board or commission in this state
3396 in which matters related to this chapter are in issue;

3397 (8) Implement, with the approval of the individual using a service
3398 provided by the advocacy office, a case follow-up system;

3399 (9) Research and identify the needs of persons with disabilities and
3400 programs and services available to meet those needs;

3401 (10) Develop and maintain a program of public education and
3402 information, such program to include, but not be limited to, education
3403 of the public concerning the needs and rights of persons with
3404 disabilities, in cooperation with existing state and private agencies, an
3405 outreach effort to discover persons with disabilities in need of
3406 assistance or an advocate and provisions for a class or group advocacy
3407 service;

3408 (11) Develop and maintain an individual advocacy service for
3409 persons with disabilities which shall investigate referred problems or
3410 complaints;

3411 (12) Receive, review and make such recommendations as he deems
3412 appropriate on applications for waivers from the requirements of the
3413 State Building Code, submitted by the State Building Inspector
3414 pursuant to the provisions of subsection (b) of section 29-269;

3415 (13) Ensure that all aspects of agency operations conform to
3416 federally established protection and advocacy requirements for

3417 program independence and authority, including:

3418 (A) Structural independence from other agencies which provide
3419 services to people with disabilities;

3420 (B) Authority to pursue legal and administrative remedies on behalf
3421 of persons with disabilities;

3422 (C) Authority to investigate allegations of abuse and neglect of
3423 persons with disabilities who receive care, treatment or services;

3424 (D) Authority to access persons who are residents of facilities or
3425 clients of services systems, and with appropriate consent, to access
3426 such residents' records concerning care, treatment or services;

3427 (E) Authority to educate policy makers, consumers and members of
3428 the public about issues affecting persons with disabilities;

3429 (F) Authority to reach out to members of traditionally underserved
3430 populations;

3431 (G) Authority to develop an annual statement of priorities and
3432 objectives and to solicit public comment and input on such process;
3433 and

3434 (H) Compliance with federally established confidentiality
3435 requirements; and

3436 (14) Establish an Accessibility Advisory Board with membership
3437 comprised of design professionals, persons with disabilities, persons
3438 who have family members with disabilities and any other person that
3439 the director believes would provide valuable insight and input on
3440 matters relating to accessibility. The Accessibility Advisory Board shall
3441 meet periodically at such times and places as the director designates,
3442 to advise the director on accessibility matters relating to housing,
3443 transportation, government programs and services, and any other
3444 matters deemed advisable by the director or the board.

3445 Sec. 83. Subsection (a) of section 31-276 of the general statutes is
3446 repealed and the following is substituted in lieu thereof (*Effective July*
3447 *1, 2012*):

3448 (a) There shall be a Workers' Compensation Commission within the
3449 Labor Department to administer the workers' compensation system.
3450 There shall be sixteen workers' compensation commissioners. On or
3451 before the date of the expiration of the term of each commissioner or
3452 upon the occurrence of a vacancy in the office of any commissioner for
3453 any reason, the Governor shall nominate a competent person to fill
3454 that office. Subsequent to July 1, 1993, each person nominated by the
3455 Governor to serve as a commissioner shall have been a member in
3456 good standing of the Connecticut bar for at least five years preceding
3457 the nomination, provided the Governor shall not be precluded from
3458 renominating an individual who has previously served as a
3459 commissioner. The commissioners shall, upon nomination by the
3460 Governor, be appointed by the General Assembly as prescribed by
3461 law. They shall serve for a term of five years, but may be removed by
3462 impeachment. The Governor shall from time to time select one of the
3463 sixteen commissioners to serve as chairman of the Workers'
3464 Compensation Commission at the pleasure of the Governor. The
3465 commissioner selected by the Governor to be chairman shall have
3466 previously served as a compensation commissioner in this state for at
3467 least one year.

3468 Sec. 84. Section 31-280 of the 2012 supplement to the general statutes
3469 is repealed and the following is substituted in lieu thereof (*Effective July*
3470 *1, 2012*):

3471 (a) There shall continue to be a chairman of the Workers'
3472 Compensation Commission selected by the Governor as provided in
3473 section 31-276, as amended by this act. The chairman may not hear any
3474 matter arising under this chapter, except appeals brought before the
3475 Compensation Review Board and except as provided in subdivision
3476 [(14)] (12) of subsection (b) of this section. The chairman shall prepare

the forms used by the commission, shall have custody of the insurance coverage cards, shall prepare and keep a list of self-insurers, shall prepare the annual report to the Governor and shall publish, when necessary, bulletins showing the changes in the compensation law, with annotations to the Connecticut cases. The Labor Commissioner shall provide the chairman [shall be provided] with sufficient staff to assist [him] the chairman in the performance of [his] the chairman's duties. The chairman may, within available appropriations, appoint acting compensation commissioners on a per diem basis from among former workers' compensation commissioners or qualified members of the bar of this state. Any acting compensation commissioner appointed under this subsection shall be paid on a per diem basis in an amount to be determined by the Commissioner of Administrative Services, subject to the provisions of section 4-40, and shall have all the powers and duties of compensation commissioners. The Workers' Compensation Commission shall not be construed to be a commission or board subject to the provisions of section 4-9a, as amended by this act.

(b) The chairman of the Workers' Compensation Commission shall:

(1) [Establish workers' compensation districts and district offices within the state, assign] Assign compensation commissioners to the districts and district offices established pursuant to this section to hear all matters arising under this chapter within the districts and may reassign compensation commissioners once each year, except that when there is a vacancy, illness or other emergency, or when unexpected caseload increases require, the chairman may reassign compensation commissioners more than once each year;

(2) Adopt such rules as the chairman, in consultation with the advisory board, deems necessary for the conduct of the internal affairs of the Workers' Compensation Commission;

(3) Adopt regulations, in consultation with the advisory board and in accordance with the provisions of chapter 54, to carry out his or her

3509 responsibilities under this chapter;

3510 (4) Prepare [and adopt] recommendations for an annual budget and
3511 plan of operation in consultation with the advisory board;

3512 (5) Prepare and submit an annual report to the Governor and the
3513 General Assembly;

3514 [(6) Allocate the resources of the commission to carry out the
3515 purposes of this chapter;]

3516 [(7) Establish an organizational structure and such divisions]

3517 (6) Recommend to the Labor Commissioner an organizational
3518 structure for the commission, consistent with this chapter, as the
3519 chairman deems necessary for the efficient and prompt operation of
3520 the commission;

3521 [(8) Establish policy for all matters over which the commission has
3522 jurisdiction, including]

3523 (7) Recommend to the Labor Commissioner policy for education,
3524 statistical support and administrative appeals;

3525 [(9)] (8) Appoint such supplementary advisory panels as the
3526 chairman deems necessary and helpful;

3527 [(10)] (9) Establish, in consultation with the advisory board, (A) an
3528 approved list of practicing physicians, surgeons, podiatrists,
3529 optometrists and dentists from which an injured employee shall
3530 choose for examination and treatment under the provisions of this
3531 chapter, which shall include, but not be limited to, classifications of
3532 approved practitioners by specialty, and (B) standards for the approval
3533 and removal of physicians, surgeons, podiatrists, optometrists and
3534 dentists from the list by the chairman;

3535 [(11)] (10) (A) [Establish standards in] In consultation with the
3536 advisory board, [for approving] recommend to the Labor

3537 Commissioner standards for approving all fees for services rendered
3538 under this chapter by attorneys, physicians, surgeons, podiatrists,
3539 optometrists, dentists and other persons;

3540 (B) In consultation with employers, their insurance carriers, union
3541 representatives, physicians and third-party reimbursement
3542 organizations establish, not later than October 1, 1993, and publish
3543 annually thereafter, a fee schedule setting the fees payable by an
3544 employer or its insurance carrier for services rendered under this
3545 chapter by an approved physician, surgeon, podiatrist, optometrist,
3546 dentist and other persons, provided the fee schedule shall not apply to
3547 services rendered to a claimant who is participating in an employer's
3548 managed care plan pursuant to section 31-279. On and after April 1,
3549 2008, the chairman shall implement and annually update relative
3550 values based on the Medicare resource-based relative value scale and
3551 implement coding guidelines in conformance with the Correct Coding
3552 Initiative used by the federal Centers for Medicare and Medicaid
3553 Services. The conversion to the Medicare resource-based relative value
3554 scale shall be revenue-neutral. The fee schedule shall limit the annual
3555 growth in total medical fees to the annual percentage increase in the
3556 consumer price index for all urban workers. The chairman may make
3557 necessary adjustments to the fee schedule for services rendered under
3558 this chapter where there is no established Medicare resource-based
3559 relative value. Payment of the established fees by the employer or its
3560 insurance carrier shall constitute payment in full to the practitioner,
3561 and the practitioner may not recover any additional amount from the
3562 claimant to whom services have been rendered;

3563 (C) Issue, not later than October 1, 1993, and publish annually
3564 thereafter, guidelines for the maximum fees payable by a claimant for
3565 any legal services rendered by an attorney in connection with the
3566 provisions of this chapter, which fees shall be approved in accordance
3567 with the standards established by the [chairman] Labor Commissioner
3568 pursuant to subparagraph (A) of this subdivision;

3569 [(12)] (11) Approve applications for employer-sponsored medical
3570 care plans, based on standards developed in consultation with a
3571 medical advisory panel as provided in section 31-279;

3572 [(13) Establish procedures for the hiring, dismissing or otherwise
3573 disciplining and promoting employees of the commission, subject
3574 where appropriate to the provisions of chapter 67;]

3575 [(14)] (12) Control the hearing calendars of the compensation
3576 commissioners, and if necessary, preside over informal hearings in
3577 regard to compensation under the provisions of this chapter in order to
3578 facilitate the timely and efficient processing of cases;

3579 [(15) Enter] (13) With the approval of the Labor Commissioner,
3580 enter into contracts with consultants and such other persons as
3581 necessary for the proper functioning of the commission;

3582 [(16) Direct and supervise all administrative affairs of the
3583 commission;]

3584 [(17)] (14) Keep and maintain a record of all advisory board
3585 proceedings;

3586 [(18) Assign and reassign a district manager and other staff to each
3587 of the commission's district offices;]

3588 [(19)] (15) Collect and analyze statistical data concerning the
3589 administration of the Workers' Compensation Commission;

3590 [(20)] (16) Direct and supervise the implementation of a uniform
3591 case filing and processing system in each of the district offices that will
3592 include, but not be limited to, the ability to provide data on the
3593 number of cases having multiple hearings, the number of postponed
3594 hearings and hearing schedules for each district office;

3595 [(21) Establish] (17) Recommend to the Labor Commissioner staff
3596 development, training and education programs designed to improve

3597 the quality of service provided by the commission, including, but not
3598 limited to, a program to train district office staff in the screening of
3599 hearing requests;

3600 [(22)] (18) Develop standard forms for requesting hearings and
3601 standard policies regarding limits on the number of informal hearings
3602 that will be allowed under this chapter, and limits on the number of
3603 postponements that will be permitted before a formal hearing is held
3604 pursuant to section 31-297;

3605 [(23)] (19) Develop guidelines for expediting disputed cases;

3606 [(24) Establish] (20) Recommend to the Labor Commissioner an
3607 ongoing training program, in consultation with the advisory board,
3608 designed to assist the commissioners in the fulfillment of their duties
3609 pursuant to the provisions of section 31-278, which program shall
3610 include instruction in the following areas: Discovery, evidence,
3611 statutory interpretation, medical terminology, legal decision writing
3612 and the purpose and procedures of informal and formal hearings;

3613 [(25)] (21) Evaluate, in conjunction with the advisory board, the
3614 performance of each commissioner biannually and, notwithstanding
3615 the provisions of subsection (b) of section 1-210 and chapter 55, make
3616 the performance evaluation of any commissioner available only to the
3617 Governor, the Labor Commissioner, the members of the joint standing
3618 committee on the judiciary and the respective commissioner prior to
3619 any public hearing on the reappointment of any such commissioner.
3620 Any information disclosed to such persons shall be used by such
3621 persons only for the purpose for which it was given and shall not be
3622 disclosed to any other person;

3623 [(26)] (22) (A) In consultation with insurers and practitioners,
3624 establish not later than October 1, 1993, and publish annually
3625 thereafter, practitioner billing guidelines for employers, workers'
3626 compensation insurance carriers and practitioners approved by the
3627 chairman pursuant to subdivision [(10)] (9) of this subsection. The

3628 guidelines shall include procedures for the resolution of billing
3629 disputes and shall prohibit a practitioner from billing or soliciting
3630 payments from a claimant for services rendered to the claimant under
3631 the provisions of this chapter (i) during a payment dispute between
3632 the practitioner and the employer or its workers' compensation
3633 insurance carrier, or (ii) in excess of the maximum fees established
3634 pursuant to subparagraph (B) of subdivision [(11)] (10) of this
3635 subsection;

3636 (B) In consultation with practitioners and insurers, develop not later
3637 than July 1, 1994, practice protocols for reasonable and appropriate
3638 treatment of a claimant under the provisions of this chapter, based on
3639 the diagnosis of injury or illness. The commission shall annually
3640 publish the practice protocols for use by approved practitioners,
3641 employers, workers' compensation insurance carriers and
3642 commissioners in evaluating the necessity and appropriateness of care
3643 provided to a claimant under the provisions of this chapter;

3644 (C) In consultation with practitioners and insurers, develop not later
3645 than July 1, 1994, utilization review procedures for reasonable and
3646 appropriate treatment of a claimant under the provisions of this
3647 chapter. The chairman shall annually publish the procedures for use
3648 by approved practitioners, employers, workers' compensation
3649 insurance carriers and commissioners in evaluating the necessity and
3650 appropriateness of care provided to a claimant under the provisions of
3651 this chapter; and

3652 (23) Consult with the Labor Commissioner on the establishment of
3653 workers' compensation districts and district offices within the state
3654 and shall, wherever possible, combine such offices with the offices of
3655 the Labor Department.

3656 (c) The [chairman] Labor Commissioner, as soon as practicable after
3657 April first of each year, shall submit to the Comptroller an estimated
3658 budget of expenditures which shall include all direct and indirect costs
3659 incurred by the Workers' Compensation Commission for the

3660 succeeding fiscal year commencing on July first next. The [Workers'
3661 Compensation Commission] Labor Commissioner, for the purposes of
3662 administration, shall not expend more than the amounts specified in
3663 such estimated budget for each item of expenditure except as
3664 authorized by the Comptroller. The [chairman] Labor Commissioner
3665 shall include in his annual report to the Governor a statement showing
3666 the expenses of administering the Workers' Compensation Act for the
3667 preceding fiscal year.

3668 (d) The [chairman] Labor Commissioner and the Comptroller, as
3669 soon as practicable after August first in each year, shall ascertain the
3670 total amount of expenses incurred by the commission, including, in
3671 addition to the direct cost of personnel services, the cost of
3672 maintenance and operation, rentals for space occupied in state leased
3673 offices and all other direct and indirect costs, incurred by the
3674 commission and the expenses incurred by the Bureau of Rehabilitative
3675 Services in providing rehabilitation services for employees suffering
3676 compensable injuries in accordance with the provisions of section 31-
3677 283a, during the preceding fiscal year in connection with the
3678 administration of the Workers' Compensation Act and the total
3679 noncontributory payments required to be made to the Treasurer
3680 towards commissioners' retirement salaries as provided in sections 51-
3681 49, 51-50, 51-50a and 51-50b. An itemized statement of the expenses as
3682 so ascertained shall be available for public inspection [in the office of
3683 the chairman of the Workers' Compensation Commission] at the office
3684 of the Labor Commissioner for thirty days after notice to all insurance
3685 carriers, and to all employers permitted to pay compensation directly
3686 affected thereby.

3687 Sec. 85. Subsection (b) of section 31-280a of the general statutes is
3688 repealed and the following is substituted in lieu thereof (*Effective July*
3689 *1, 2012*):

3690 (b) The [appointed members of the advisory board shall select a
3691 ninth member who shall be impartial and] Labor Commissioner shall

3692 serve as the chairman of the advisory board. The members of the
3693 advisory board shall serve without compensation. Each member shall
3694 be reimbursed for expenses necessarily incurred by the member in the
3695 performance of his duties. The advisory board shall not be construed
3696 to be a board or commission subject to the provisions of section 4-9a, as
3697 amended by this act. The [Workers' Compensation Commission] Labor
3698 Department shall provide such staff as is necessary for the
3699 performance of the functions and duties of the advisory board.

3700 Sec. 86. Subsection (c) of section 31-280a of the general statutes is
3701 repealed and the following is substituted in lieu thereof (*Effective July*
3702 *1, 2012*):

3703 (c) The advisory board shall meet at least twice in each calendar
3704 quarter and at such other times as the chairman [or the chairman of the
3705 Workers' Compensation Commission deem] deems necessary. All
3706 actions of the advisory board shall require the affirmative vote of six
3707 members of the advisory board. [The advisory board may bring any
3708 matter related to the operation of the workers' compensation system to
3709 the attention of the chairman of the Workers' Compensation
3710 Commission.] The advisory board may adopt any rules of procedure
3711 that the board deems necessary to carry out its duties under this
3712 chapter.

3713 Sec. 87. Subsection (a) of section 31-280b of the general statutes is
3714 repealed and the following is substituted in lieu thereof (*Effective July*
3715 *1, 2012*):

3716 (a) There shall be a Compensation Review Board within the
3717 Workers' Compensation Commission. The chairman of the Workers'
3718 Compensation Commission shall serve as chief of the Compensation
3719 Review Board, [and shall have responsibility for the operation of the
3720 board. On or before January 1, 1992, the chairman] The Labor
3721 Commissioner shall appoint a chief clerk of the Compensation Review
3722 Board under the provisions of chapter 67 who shall [be responsible]
3723 report to the chairman, [for the efficient operation of the board.]

3724 Sec. 88. Section 31-283f of the general statutes is repealed and the
3725 following is substituted in lieu thereof (*Effective July 1, 2012*):

3726 (a) [A Statistical Division shall be established within the Workers'
3727 Compensation Commission.] The [division] Labor Department shall
3728 compile and maintain statistics concerning occupational injuries and
3729 diseases, voluntary agreements, status of claims and commissioners'
3730 dockets. [The division shall be administered by a full-time salaried
3731 director who shall be appointed by the chairman of the Workers'
3732 Compensation Commission under the provisions of chapter 67. The
3733 director shall report to the chairman.]

3734 (b) Sufficient funding for [the establishment and maintenance of the
3735 Workers' Compensation Statistical Division] staff to conduct such
3736 statistical analysis shall be supplied from the Administrative Costs
3737 Fund, as provided in section 31-345, as amended by this act.

3738 Sec. 89. Section 31-283g of the general statutes is repealed and the
3739 following is substituted in lieu thereof (*Effective July 1, 2012*):

3740 The [Workers' Compensation Commission] Labor Department shall
3741 provide, in convenient locations throughout the state, education
3742 services to employees concerning the prevention of occupational
3743 diseases and injuries, training for nonmanagement employees in
3744 workers' compensation procedures and substantive rights, information
3745 to employers concerning known and suspected workplace hazards and
3746 training and information for medical professionals in workers'
3747 compensation procedures, standards and requirements. [The chairman
3748 shall be provided with sufficient staff to assist him in the performance
3749 of his duties.] The chairman of the Workers' Compensation
3750 Commission may adopt regulations, in accordance with the provisions
3751 of chapter 54, to implement the provisions of this section.

3752 Sec. 90. Subsection (b) of section 31-345 of the 2012 supplement to
3753 the general statutes is repealed and the following is substituted in lieu
3754 thereof (*Effective July 1, 2012*):

3755 [(b) (1) When, after the close of a fiscal year ending prior to July 1,
3756 1990, the chairman of the Workers' Compensation Commission and the
3757 Comptroller have determined the total amount of expenses of the
3758 Workers' Compensation Commission in accordance with the
3759 provisions of subsection (d) of section 31-280, the Treasurer shall
3760 thereupon assess upon and collect from each employer, other than the
3761 state and any municipality participating for purposes of its liability
3762 under this chapter as a member in an interlocal risk management
3763 agency pursuant to chapter 113a, the proportion of such expenses that
3764 the total compensation and payment for hospital, medical and nursing
3765 care made by such self-insured employer or private insurance carrier
3766 acting on behalf of any such employer bore to the total compensation
3767 and payments for hospital, medical and nursing care made by all such
3768 insurance carriers and self-insurers. The amount so secured shall be
3769 used to reimburse the Treasurer for appropriations theretofore made
3770 by the state for the payment in the first instance of the expenses of
3771 administering this chapter. On and after July 1, 1986, the Treasurer
3772 shall, as soon as possible after the close of a fiscal year ending prior to
3773 July 1, 1990, estimate the pro rata cost to each employer based upon
3774 the costs assessed to such employer in the immediately preceding
3775 fiscal year and shall assess upon and collect from each such employer
3776 such estimated costs annually which shall be payable as provided in
3777 subsection (a) of this section except each annual assessment shall
3778 include an amount which represents the difference between the
3779 payments collected and the actual costs assessed to such employer for
3780 the immediately preceding fiscal year. The Treasurer is authorized to
3781 make credits or rebates for overpayments made under this subsection
3782 by any employer for any fiscal year.]

3783 [(2)] (b) (1) The Labor Commissioner, in consultation with the
3784 chairman of the Workers' Compensation Commission, shall annually,
3785 on or after July first of each fiscal year, determine an amount sufficient
3786 [in the chairman's judgment] to meet the expenses incurred by the
3787 Workers' Compensation Commission and the Bureau of Rehabilitative
3788 Services in providing rehabilitation services for employees suffering

3789 compensable injuries in accordance with section 31-283a. Such
3790 expenses shall include (A) the costs of the Division of Workers'
3791 Rehabilitation and the programs established by its director, for fiscal
3792 years prior to the fiscal year beginning July 1, 2011, (B) the costs of the
3793 Division of Worker Education and the programs established by its
3794 director, and (C) funding for the occupational health clinic program
3795 created pursuant to sections 31-396 to 31-402, inclusive. The Treasurer
3796 shall thereupon assess upon and collect from each employer, other
3797 than the state and any municipality participating for purposes of its
3798 liability under this chapter as a member in an interlocal risk
3799 management agency pursuant to chapter 113a, the proportion of such
3800 expenses, based on the immediately preceding fiscal year, that the total
3801 compensation and payment for hospital, medical and nursing care
3802 made by such self-insured employer or private insurance carrier acting
3803 on behalf of any such employer bore to the total compensation and
3804 payments for the immediately preceding fiscal year for hospital,
3805 medical and nursing care made by such insurance carriers and
3806 self-insurers. For the fiscal years ending June 30, 2000, and June 30,
3807 2001, such assessments shall not exceed five per cent of such total
3808 compensation and payments made by such insurance carriers and self-
3809 insurers. For the fiscal years ending June 30, 2002, and June 30, 2003,
3810 such assessments shall not exceed four and one-half per cent of such
3811 total compensation and payments made by such insurance carriers and
3812 self-insurers. For any fiscal year ending on or after June 30, 2004, such
3813 assessment shall not exceed four per cent of such total compensation
3814 and payments made by such insurance carriers and self-insurers. Such
3815 assessments and expenses shall not exceed the budget estimates
3816 submitted in accordance with subsection (c) of section 31-280, as
3817 amended by this act. For each fiscal year, such assessment shall be
3818 reduced pro rata by the amount of any surplus from the assessments of
3819 prior fiscal years. Said surplus shall be determined in accordance with
3820 subdivision [(3)] (2) of this subsection. Such assessments shall be made
3821 in one annual assessment upon receipt of the chairman's expense
3822 determination by the Treasurer. All assessments shall be paid not later

3823 than sixty days following the date of the assessment by the Treasurer.
3824 Any employer who fails to pay such assessment to the Treasurer
3825 within the time prescribed by this subdivision shall pay interest to the
3826 Treasurer on the assessment at the rate of eight per cent per annum
3827 from the date the assessment is due until the date of payment. All
3828 assessments received by the Treasurer pursuant to this subdivision to
3829 meet the expenses of the Workers' Compensation Commission shall be
3830 deposited in the Workers' Compensation Administration Fund
3831 established under section 31-344a. All assessments received by the
3832 Treasurer pursuant to this subdivision to meet the expenses incurred
3833 by the Bureau of Rehabilitative Services in providing rehabilitation
3834 services for employees suffering compensable injuries in accordance
3835 with section 31-283a shall be deposited in the Workers' Compensation
3836 Administration Fund. The Treasurer is hereby authorized to make
3837 credits or rebates for overpayments made under this subsection by any
3838 employer for any fiscal year.

3839 ~~[(3)]~~ (2) As soon as practicable after the close of the state fiscal year,
3840 the Comptroller shall examine the Workers' Compensation
3841 Administration Fund and shall direct the State Treasurer to set aside
3842 within said fund amounts in excess of fifty per cent of the expenditures
3843 of the Workers' Compensation Commission for the most recently
3844 completed fiscal year, which shall be considered a surplus for
3845 purposes of subdivision ~~[(2)]~~ (1) of subsection (b) of this section.

3846 Sec. 91. Subsection (b) of section 31-397 of the general statutes is
3847 repealed and the following is substituted in lieu thereof (*Effective July*
3848 *1, 2012*):

3849 (b) For an organization to qualify for a grant-in-aid under sections
3850 31-396 to 31-403, inclusive, as amended by this act, the occupational
3851 health clinic to be operated shall meet all of the following criteria: (1)
3852 Clinical directorship by a board certified or board eligible occupational
3853 health physician; (2) membership in, application to or plans for
3854 application to the Association of Occupational and Environmental

3855 Clinics; (3) availability of industrial hygiene or related services; (4)
3856 current involvement in or willingness to assist in the training of
3857 occupational health professionals; (5) capability to comply with the
3858 surveillance requirements and recommendations outlined in the report
3859 on Occupational Disease in Connecticut of 1989; (6) agreement to work
3860 with the Department of Public Health and the Labor Department to
3861 reduce the burden of occupational disease; (7) provision of assistance
3862 and medical consultative services to Connecticut OSHA; (8)
3863 cooperation with the Department of Public Health, Labor Department
3864 [, Workers' Compensation Commission] and state Insurance
3865 Commissioner to transfer granted occupational medicine costs to
3866 appropriate insurance and other private funding mechanisms; (9)
3867 agreement to attempt to educate medical professionals on use of the
3868 surveillance system; (10) agreement to compile and report surveillance
3869 data; and (11) cooperation with the Department of Public Health,
3870 Labor Department [, Workers' Compensation Commission] and state
3871 Insurance Commissioner to carry out the purposes of sections 31-396 to
3872 31-403, inclusive, as amended by this act.

3873 Sec. 92. Section 31-399 of the general statutes is repealed and the
3874 following is substituted in lieu thereof (*Effective July 1, 2012*):

3875 (a) The [statistical division within the Workers' Compensation
3876 Commission] Labor Department shall receive and coordinate data
3877 from occupational health clinics, auxiliary occupational health clinics
3878 and other data bases and medical sources concerning occupational
3879 illnesses and injuries at various sites and related to various
3880 occupations.

3881 (b) The [division] Labor Department shall coordinate data collection
3882 activities from current available and competent sources, from new
3883 sources and from occupational health clinics and auxiliary
3884 occupational health clinics and shall [, in cooperation with the Division
3885 of Worker Education within the Workers' Compensation Commission,]
3886 educate unions, employers and individual workers on use of the

3887 surveillance system. Data collection and reporting shall be in a form
3888 which is consistent with the system used by the United States Centers
3889 for Disease Control.

3890 (c) The [division] Labor Department shall publish a summary of the
3891 data collected pursuant to this section on a not less than annual basis.

3892 Sec. 93. Section 31-403 of the general statutes is repealed and the
3893 following is substituted in lieu thereof (*Effective July 1, 2012*):

3894 Any funds made available for expenditure for the program created
3895 pursuant to sections 31-396 to 31-402, inclusive, shall be allocated as
3896 follows: (1) Forty-five per cent of such amount shall be allocated for
3897 grants to occupational health clinics; (2) twenty per cent of such
3898 amount shall be allocated for grants to auxiliary occupational health
3899 clinics; (3) [fifteen per cent of such amount shall be allocated to the
3900 statistical division within the Workers' Compensation Commission; (4)
3901 ten per cent of such amount shall be allocated to the Labor
3902 Department] twenty-five per cent of such amount shall be allocated to
3903 the Labor Department, sixty per cent of the allocated amount shall be
3904 used to compile and maintain statistics pursuant to section 31-283f, as
3905 amended by this act, and to receive and coordinate data pursuant to
3906 section 31-399, as amended by this act; and [(5)] (4) ten per cent of such
3907 amount shall be allocated to the Department of Public Health, which
3908 shall include the expenses of the Occupational Health Clinics Advisory
3909 Committee.

3910 Sec. 94. Subsection (a) of section 12-170bb of the general statutes is
3911 repealed and the following is substituted in lieu thereof (*Effective July*
3912 *1, 2012*):

3913 (a) On or before March first, annually, commencing March 1, 1988,
3914 the Secretary of the Office of Policy and Management shall submit a
3915 report concerning the state programs of tax relief for elderly
3916 homeowners and grants to elderly renters to the joint standing
3917 committee of the General Assembly on finance, revenue and bonding.

3918 Said report shall be prepared in relation to qualified participants,
3919 benefits allowed and state payments to municipalities as
3920 reimbursement for property tax loss in the preceding calendar year,
3921 including data concerning (1) the total number of qualified participants
3922 in each of the state programs for elderly homeowners and the state
3923 program for elderly renters and (2) total benefits allowed in each of
3924 such programs. The information as to qualified participants and
3925 benefits allowed shall be subdivided to reflect such totals with respect
3926 to each of the following categories: (A) Each of the income brackets as
3927 included in the schedule of benefits for elderly homeowners and
3928 renters and (B) married and unmarried participants. The Department
3929 of Economic and Community Development shall provide information
3930 pertaining to the state program for elderly renters to the Office of
3931 Policy and Management annually on or before January second for the
3932 purposes of reporting pursuant to this subsection.

3933 Sec. 95. Subsection (a) of section 12-120b of the general statutes is
3934 repealed and the following is substituted in lieu thereof (*Effective July*
3935 *1, 2012*):

3936 (a) As used in this section:

3937 (1) "Claimant" means a person, company, limited liability company,
3938 firm, association, corporation or other business entity having received
3939 approval for financial assistance from a town's assessor or a municipal
3940 official;

3941 (2) "Financial assistance" means a property tax exemption [] or
3942 property tax credit [or rental rebate] for which the state of Connecticut
3943 provides direct or indirect reimbursement; and

3944 (3) "Program" means (A) property tax exemptions under section 12-
3945 81g or subdivision (55), (59), (60), (70), (72) or (74) of section 12-81, and
3946 (B) tax relief pursuant to section 12-129d or 12-170aa. [, and (C) rebates
3947 under section 12-170d.]

3948 Sec. 96. Subdivision (4) of subsection (d) of section 12-120b of the
 3949 general statutes is repealed and the following is substituted in lieu
 3950 thereof (*Effective July 1, 2012*):

3951 (4) The secretary shall notify each claimant of the final modification
 3952 or denial of financial assistance as claimed, in accordance with the
 3953 procedure set forth in this subsection. A copy of the notice of final
 3954 modification or denial shall be sent concurrently to the assessor or
 3955 municipal official who approved such financial assistance. With
 3956 respect to property tax exemptions under section 12-81g or subdivision
 3957 (55), (59), (60) or (70) of section 12-81, and tax relief pursuant to section
 3958 12-129d or 12-170aa, the notice pursuant to this subdivision shall be
 3959 sent not later than one year after the date claims for financial assistance
 3960 for each such program are filed with the secretary. For property tax
 3961 exemptions under subdivision (72) or (74) of section 12-81, such notice
 3962 shall be sent not later than the date by which a final modification to the
 3963 payment for such program must be reflected in the certification of the
 3964 secretary to the Comptroller. [For the program of rebates under section
 3965 12-170d, such notice shall be sent not later than the date by which the
 3966 secretary certifies the amounts of payment to the Comptroller.]

3967 Sec. 97. Section 19a-414 of the general statutes is repealed. (*Effective*
 3968 *July 1, 2012*)

3969 Sec. 98. Section 4b-1c of the 2012 supplement to the general statutes
 3970 is repealed. (*Effective July 1, 2012*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2012</i>	10-145f(b)(3)
Sec. 2	<i>July 1, 2012</i>	10-183l
Sec. 3	<i>July 1, 2012</i>	10-183r
Sec. 4	<i>July 1, 2012</i>	10-183t
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Statement of Purpose:

To implement the Governor's budget recommendations.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]